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TWELFTH REPORT  
OF THE  
**BUREAU OF ARCHIVES**  
FOR THE  
**PROVINCE OF ONTARIO**

BY  
ALEXANDER FRASER, M.A., LL.D., Litt. D., F.S.A. Scot. (Edin.), F.A.G.S.,  
Provincial Archivist

1915

PRINTED BY ORDER OF  
THE LEGISLATIVE ASSEMBLY OF ONTARIO



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1915  
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TORONTO

*To His Honour* COLONEL SIR JOHN STRATHEARN HENDRIE, K.C.M.G., C.V.O., ETC.,  
*Lieutenant-Governor of the Province of Ontario.*

MAY IT PLEASE YOUR HONOUR:

I have the pleasure to present herewith for the consideration of Your Honour the report of the Bureau of Archives of Ontario for 1915.

Respectfully submitted,

THOMAS W. MCGARRY,

*Treasurer of Ontario.*

Toronto, 1916.

**The Honourable THOMAS W. MCGARRY, K.C., M.P.P., ETC.,**

*Treasurer of Ontario.*

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

I have the honour to be, Sir,

Your obedient servant,

**ALEXANDER FRASER,**

*Provincial Archivist.*

**Toronto 31st December, 1915.**

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## MOTTO

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

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

# Report

OF THE

## Ontario Bureau of Archives

### PREFATORY

The eighth Provincial Parliament of Upper Canada held four sessions, the first sitting from the 31st of January to the 14th of April, 1821. The journals of the Legislative Assembly for this session were published in 1914, but those of the Legislative Council have not been recovered. The journals of the Legislative Council for the second, third and fourth sessions are printed herein.

Perhaps the most interesting subject from an historical point of view in this volume is the account of the commercial and financial relations then developing between Upper and Lower Canada, and Mr. John Beverley Robinson, the Attorney-General's mission to Britain in connection therewith. It will be seen that as early as 1822 a proposal for the legislative union of these provinces was seriously considered by the British Government. In view of subsequent events the opinions on this proposal expressed by Mr. Robinson, one of the ablest men of his day in Upper Canada, are of special significance.

Following is a list of the Parliaments of Upper Canada, the proceedings of which, so far as it has been possible to do so, have been published by the Ontario Archives (1909-1916):

#### PROVINCIAL PARLIAMENTS OF UPPER CANADA, 1792-1824

Year	From	To	Parliament	Session	Place of Meeting
1792.....	17 Sept.	15 Oct.	First	First	Newark
1793.....	31 May	9 July	"	Second	"
1794*.....	2 June	9 July	"	Third	"
1795†.....	6 July	10 Aug.	"	Fourth	"
1796†.....	16 May	3 June	"	Fifth	"
1797†.....	1 June	3 July	Second	First	York
1798.....	5 June	5 July	"	Second	"
1799.....	12 June	29 June	"	Third	"
1800.....	2 June	4 July	"	Fourth	"
1801.....	28 May	9 July	Third	First	"
1802.....	25 May	7 July	"	Second	"
1803.....	24 Jan.	5 Mar.	"	Third	"
1804.....	1 Feb.	9 Mar.	"	Fourth	"
1805.....	1 Feb.	2 Mar.	Fourth	First	"
1806.....	4 Feb.	3 Mar.	"	Second	"
1807.....	2 Feb.	10 Mar.	"	Third	"
1808.....	20 Jan.	16 Mar.	"	Fourth	"
1809†.....	2 Feb.	9 Mar.	Fifth	First	"
1810.....	1 Feb.	12 Mar.	"	Second	"
1811.....	1 Feb.	13 Mar.	"	Third	"
1812.....	3 Feb.	6 Mar.	"	Fourth	"

## PROVINCIAL PARLIAMENTS OF UPPER CANADA.—Continued.

Year	From	To	Parliament	Session	Place of Meeting
1812.....	27 July	5 Aug.	Sixth	First	York
1813†.....	25 Feb.	13 Mar.	"	Second	"
1814.....	15 Feb.	14 Mar.	"	Third	"
1815†.....	1 Feb.	14 Mar.	"	Fourth	"
1816†.....	6 Feb.	1 April	"	Fifth	"
1817†.....	4 Feb.	7 April	Seventh	First	"
1818†.....	5 Feb.	1 April	"	Second	"
1818†.....	12 Oct.	27 Nov.	"	Third	"
1819.....	7 June	12 July	"	Fourth	"
1820†.....	21 Feb.	7 Mar.	"	Fifth	"
1821†.....	31 Jan.	14 April	Eighth	First	"
1821 } 1822 }.....	21 Nov.	17 Jan., 1822	"	Second	"
1823.....	15 Jan.	19 Mar.	"	Third	"
1823 } 1824 }.....	11 Nov.	19 Jan., 1824	"	Fourth	"

\*Only a fragment of the Journals for the Legislative Assembly for 1794 has been recovered. These of the Legislative Council for that year are complete.

†The Journals of the Legislative Assembly and Legislative Council for 1795-7 inclusive, and for 1809, 1813, 1815 not recovered.

‡The Journals of the Legislative Council for 1816-1818 inclusive, 1820 and for the first session of 1821 not recovered.

## LISTS OF OFFICIALS.

The demand frequently made for information as to the officials of the Legislature will be to some extent met by the following lists:

## CLERKS OF THE EXECUTIVE COUNCIL OF UPPER CANADA.

1792-1831.....	John Small.
1831-1834.....	John Beikie (Acting).
1834-1840.....	John Beikie.

## CLERKS OF THE EXECUTIVE COUNCIL OF CANADA.

1841-1842.....	G. H. Ryland.
1842-1847.....	E. Parent.
1847-1851.....	John Joseph.
1853-1867.....	William Henry Lee.

## CLERKS OF THE EXECUTIVE COUNCIL OF ONTARIO.

1867.....	Robert Gladstone Dalton.
1868.....	John Shuter Smith.
1869.....	James Ross.
1870-1883.....	John Galloway Scott.
1883-1889.....	Ebenezer Forsyth Blackie Johnston.
1889-1904.....	John Robison Cartwright.
1904-1917.....	James Lonsdale Capreol.

## CLERKS OF THE PRIVY COUNCIL OF CANADA.

1867-1872.....	William Henry Lee.
1872-1880.....	William Alfred Himsworth.
1880-1882.....	Joseph Olivier Côté.
1882-1907.....	John Joseph McGee.
1907-1917.....	Rodolphe Boudreau.

## CLERKS OF THE LEGISLATIVE COUNCIL OF UPPER CANADA.

1792.....	Peter Clark.
1793.....	James Clark.
1793-1806.....	James Clark, Jr.
1807-1826.....	John Powell.
1827-1837.....	Grant Powell.
1838-1840.....	John Joseph.

CLERKS OF THE LEGISLATIVE COUNCIL OF CANADA.

1841-1846.....	James Fitzgibbon.
1847-1850.....	C. E. De Lery.
1850-1867.....	J. Fennings Taylor.

CLERKS OF THE SENATE OF CANADA.

1867-1871.....	John Fennings Taylor, Sr.
1871-1883.....	Robert Le Moine.
1883-1900.....	Edouard Joseph Langevin.
1901-1917.....	Samuel Edmond St. Onge Chapleau.
1917.....	A. E. Blount.

Mr. John Ross Robertson, Toronto, has kindly furnished the following list of officials, portraits of all of whom are in the John Ross Robertson Historical Collection in the Public Library, Toronto :

CLERKS, HOUSE OF ASSEMBLY, UPPER CANADA.

Angus Macdonell .....	1792-1800.
Donald McLean .....	1801-1812.
Grant Powell .....	1813-1827.
Col. James Fitzgibbon .....	1827-1840.

CLERKS, LEGISLATIVE ASSEMBLY, CANADA.

William Burns Lindsay, Sr. ....	1841-1862.
William Burns Lindsay, Jr. ....	1862-1867.

CLERKS, LEGISLATIVE ASSEMBLY, ONTARIO.

Col. Charles Tod Gillmor .....	1867-1891.
Col. Charles Clarke .....	1892-1906.
A. H. Sydere .....	1907-1917.

CLERKS, HOUSE OF COMMONS, CANADA.

William Burns Lindsay, Jr. ....	1867-1872.
Alfred Patrick .....	1873-1880.
Sir John Bourinot .....	1880-1902.
Thomas B. Flint .....	1902-1917.

CLERKS, HOUSE OF ASSEMBLY, LOWER CANADA.

Samuel Phillips .....	1792-1808.
William Robert Lindsay .....	1808-1829.
William Burns Lindsay, Sr. ....	1829-1841.

CLERKS, LEGISLATIVE ASSEMBLY, QUEBEC.

George Manly Muir .....	1867-1879.
Louis Delorme .....	1879-1892.
Lt.-Col. Louis Georges Desjardins .....	1892-1911.
Louis Philippe Geoffrion .....	1912-1917.

ALEXANDER FRASER,

*Provincial Archivist.*

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# The Journals

OF THE

## LEGISLATIVE COUNCIL

OF

### Upper Canada

FOR THE YEARS

1821, 1822, 1823, 1823-24

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VOLUME TWO

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Ontario Archives, 1915

XI



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**JOURNAL AND PROCEEDINGS**  
OF THE  
**LEGISLATIVE COUNCIL**  
OF THE PROVINCE OF  
**UPPER CANADA**

From Wednesday, the 21st of November, 1821,  
To Thursday, the 17th of January, 1822,

Being the Second and Third Years of the Reign of  
**KING GEORGE THE FOURTH.**

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~~XIII~~

Y.M.

JOURNAL AND PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL

OF THE PROVINCE OF  
UPPER CANADA

1821.

*York, 21st November, 1821.*

The Provincial Legislature having been by Proclamation prorogued to this day, at three o'clock the House met accordingly.

Present:—The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thomas Scott, William Dickson, John Strachan, Joseph Wells and Duncan Cameron.

At three o'clock p.m. His Excellency the Lieutenant Governor having come to the Legislative Council Chamber, and being seated upon the Throne, the Gentleman Usher of the Black Rod was directed to command the attendance of the Speaker and members of the Commons House of Assembly at the Bar of this House, and they being come thereto, His Excellency was pleased to address both Houses of the Provincial Parliament in the following words:—

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

I regret to be under the necessity of informing you that our Commissioners for adjusting our financial interests with Lower Canada, have found it impracticable to establish a new agreement on terms which they could regard as compatible with our just claims. A suspension of the receipt has thus unavoidably occurred in that very material branch of our Revenue which accrues from our proportion of the duties collected at the Port of Quebec.

Deeply as I felt the importance of this embarrassing result, I would not overlook the public convenience of having recourse to your counsel at a period when your absence from your several districts might have materially interfered with the administration of justice; but measures were resorted to for obviating as much as possible the difficulties which in this conjunction unavoidably occurred.

I have now directed that the papers relative to the proceedings of the Commissioners shall be immediately submitted to you, and I recommend the consideration of this important subject to your earliest attention.

Gentlemen of the House of Assembly,—The Public Accounts, with estimates for the ensuing year, shall be laid before you without delay. It is satisfactory to observe that our internal revenue, small as it is, and altogether unequal to our exigencies, has not decreased during the past year, notwithstanding the general depression of trade and agriculture.

Henceforward the annual expenditure will be considerably lessened by the reductions which have been made in the Militia Pension List under your late Act; and in availing myself of the provision enabling me to borrow on debenture the

sum required to discharge the arrearages due on that head, I was grateful to find that the negotiation of the loan was immediately effected within this Province.

Honorable Gentlemen and Gentlemen:—The important matter I have already alluded to as inducing me to call you thus early together will demand your first and chief consideration; for until we are relieved from the interruption in the receipt of our principal revenue, the means of advancing public improvement must necessarily be much circumscribed.

There are doubtless other matters, however, on which your deliberations may be occupied with advantage to your fellow subjects. Looking to the situation of our Agricultural Interests, I cannot but feel desirous it might be found possible to afford some effectual encouragement to the experiment of cultivating hemp, and such other productions as would find a more constant and profitable demand in the Parent State.

You may be assured that I am always inclined to co-operate heartily with you in every measure in which my duty and judgment will allow me to concur; and I desire to impress upon you that a continuance of unanimity between the different branches of the Legislature is necessary to create confidence in our measures, and to give weight to our representations.

The Speaker and members of the Commons House of Assembly having withdrawn, His Excellency the Lieutenant Governor retired; whereupon the House formed. Prayers were read.

The Speaker informed the House that he had a copy of His Excellency the Lieutenant Governor's Speech, which he read, and it was again read (pro forma) by the Clerk at the table.

On motion made and seconded, Messrs. Baby, Dickson and Strachan were appointed a Committee to prepare an Address in answer to His Excellency's Speech.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, P.M.

*Monday, 22nd November, 1821.*

The House met pursuant to adjournment. Present:—The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, William Dickson, John Strachan, Joseph Wells, and Duncan Cameron. Prayers were read.

The Committee appointed to prepare an Address in answer to His Excellency the Lieutenant Governor's Speech, reported that they had done so; and now submitted it to the consideration of the House. Ordered that the said report be accepted, and

On motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the address, and recommended it to the adoption of the House. Ordered that the report be accepted, and,

On motion made and seconded, the Address was ordered to be engrossed, and read a third time to-morrow.

The Hon. Messrs. Baby and Strachan were appointed a Committee to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive the House with their Address.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock A.M.

*Friday, 23rd November, 1821.*

The House met pursuant to adjournment. Present:—The Hons. Wm. D. Powell, Speaker, James Baby, John McGill, Thomas Scott, William Dickson, John Strachan, Joseph Wells and Duncan Cameron. Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor, to know when he would be pleased to receive this House with the Address in answer to His Excellency's Speech, reported that they had done so, and that His Excellency had appointed this day at two o'clock, P.M. for that purpose.

Pursuant to the order of the day, the Address in answer to the Speech of His Excellency the Lieutenant Governor was read a third time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Address into consideration, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted.

And on motion made and seconded, the Address was read as amended; ordered to be engrossed and read a third time this day.

Pursuant to the order of the day the Address in answer to the Speech of His Excellency the Lieutenant Governor was read a third time; and the question if it do now pass being put it was carried in the affirmative. Whereupon the Speaker signed the same.

At half past one o'clock, the Speaker, attended by the Members and Officers of this House, proceeded to the Government House, and presented their Address in the following words:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c., &c., &c., &c.

May it please Your Excellency:—We, His Majesty's most Dutiful and Loyal Subjects, the Legislative Council of Upper Canada in Provincial Parliament assembled, beg leave to offer our thanks to Your Excellency for Your Excellency's Speech to both Houses at the opening of the present Session of the Legislature.

We regret that our Commissioners for adjusting our financial interests with Lower Canada found it impossible to establish a new agreement on just and reasonable terms; and that the suspension of such a large branch of our revenue as that arising from our proportion of the duties collected at the Port of Quebec is thus occasioned.

We receive with grateful acknowledgements the fresh proof of Your Excellency's successful labours for the benefit of the Province, in providing the means for obviating the difficulties flowing from this embarrassing result until the Legislature could be assembled without public inconvenience.

Our relations with our Sister Province of Lower Canada shall command our earliest attention, as soon as the proceedings of the Commissioners are laid before us and we are not without hope that the interruption to the receipt of our principal revenue, by which the means of advancing public improvement must necessarily be much circumscribed, will be speedily removed by the reasonable interference of the Parent State.

We shall not fail to take the agricultural interests of the Province into serious consideration; and shall readily concur in such encouragements for the cultivation of hemp and other products likely to command a steady market, as our limited means may permit.

We thankfully receive Your Excellency's assurance to co-operate heartily with us in every measure in which your duty and judgment will allow you to concur; and deeply sensible of the value of unanimity between the different branches of the Legislature in creating confidence in our measures and giving weight to our representations, we shall bear it continually in mind.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 23rd November, 1821.

To which His Excellency was pleased to make the following reply:—

Honorable Gentlemen of the Legislative Council,—I return you my thanks for this Address; and I receive with confidence the assurance that you will proceed without delay to the consideration of the important matters which I have recommended to your notice.

The Speaker, Members and Officers having returned to the Council Chamber; the Speaker informed the House that he had a copy of His Excellency's answer to their Address, which he read; and it was again read (pro forma) by the Clerk.

On motion made and seconded, the House adjourned until one o'clock P.M. on Monday next.

*Monday, 26th November, 1821.*

The House met pursuant to adjournment. Present:—The Hons. W. D. Powell, Speaker; James Baby, John McGill, Wm. Claus, Wm. Dickson, John Strachan, Joseph Wells, Duncan Cameron and Geo. H. Markland. Prayers were read.

Mr. Dickson gave notice that he would to-morrow bring in a Bill to repeal certain clauses in, and amend the several Acts relating to the practice of Law and Jurisprudence in this Province.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted; who informed the House that he was the bearer of a message from His Excellency the Lieutenant Governor, which he delivered to the Speaker.

Major Hillier having withdrawn, the said message was read by the Speaker as follows:—

P. Maitland.

The Lieutenant Governor transmits to the Legislative Council a copy of the report made to him by the Commissioners appointed for the renewal of the Provisional Agreement between this Province and Lower Canada on the subject of duties collected at the Port of Quebec.

Government House, 24th November, 1821.

And on motion made and seconded, the report was read by the Clerk.

On motion made and seconded, ordered that the House do to-morrow resolve itself into a Committee of the Whole to take the same into consideration.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock A.M.

*Tuesday, 27th November, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells and George H. Markland. Prayers were read.

Pursuant to notice given yesterday, Mr. Dickson brought in a Bill to amend the practice of the Court of King's Bench in this Province.

And on motion made and seconded, the Bill was read a first time, and ordered to be read a second time on Friday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the Report of the Commissioners to Lower Canada. House in Committee, Mr. McGill in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said report into consideration, had made some progress therein, and asked leave to sit again on Thursday next. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until Thursday, at one o'clock P.M.

*Thursday, 29th November, 1821.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell, Speaker; John McGill, Thos. Scott, Wm. Claus, Wm. Dickson, John Strachan, Angus McIntosh and George H. Markland. Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the report of the Commissioners to Lower Canada. House in Committee, Mr. McGill in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said report into consideration; had made some further progress therein, and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to continue an Act passed in the fifty-sixth year of His late Majesty's reign, intituled "An Act to make provision for certain Sheriffs in this Province," and a certain other Act of the Parliament of this Province passed in the fifty-seventh year of His late Majesty's reign, intituled an Act to further continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province, and also to extend the provisions of the said Act,' and to make further regulations respecting the said office of Sheriff."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, P.M.

*Friday, 30th November, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, William Dickson, John Strachan, Angus McIntosh and George H. Markland. Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the Bill to amend the Practice of the Court of King's Bench in this Province. House in Committee, Mr. Claus in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress therein, and requested leave to sit again on Tuesday next. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province passed in the fifty-seventh year of His Majesty's reign, intituled 'An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled, "An Act to make provision for certain Sheriffs in this Province and also to extend the provisions of the said Act,"' and to make further regulations respecting the said office of Sheriff," was read a second time.

And on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Dickson in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted; who informed the Speaker that he was directed by the Lieutenant Governor to deliver certain messages from His Excellency. Major Hillier having withdrawn, the messages were read as follows:

No. 1.

P. Maitland.

In transmitting to the Legislative Council the Public Accounts, and a State of the Receipt and Expenditure; together with the estimates for 1822, the Lieutenant-Governor thinks fit to call the particular attention of the House to the circumstance that a large portion of the actual expenditure sanctioned by the Legislature has been made from funds supplied on his personal responsibility, and that contemplating the doubtful receipt of revenue derived from the Port of Quebec, he may find it necessary to provide for the public service of the ensuing year in like manner; consequently that the future receipt of the arrearages from that source must be liable to deductions equal in amount to the advances that have been and may be procured in order to carry on the public service.

Government House, 24th November, 1821.

No. 2.

P. Maitland.

The Lieutenant Governor in the present state of the Provincial Finance thinks proper to lay before the Legislative Council an account of the expenditure of the

fund provided by the 56th Geo. III, Chap. 26, conceiving it will be satisfactory to the House to perceive that so much of that fund as has exceeded the annual charge for the retired allowances to the late Chief Justice and Receiver General, and the salary to the Speaker of the Legislative Council has been chiefly expended on objects which have been sanctioned by the Legislature; but which at the moment of payment the proper fund was not provided to meet.

The Lieutenant Governor, however, thinks fit to remind the House that such payments must be considered as subject to the approbation of the Lord's Commissioners of His Majesty's treasury .

Government House, November 28th, 1821.

No. 3.

P. Maitland.

The Lieutenant Governor transmits to the Legislative Council a return of the debentures issued by the Receiver General, under the provisions of the Provincial Statute, 2nd Geo. IV, Chap. 5.

Government House, 29th November, 1821.

The Speaker informed the House that he had received a letter from His Excellency the Lieutenant Governor's Secretary, inclosing a despatch from His Majesty's principal Secretary of State for the Colonies, which letter and despatch were read.

On motion made and seconded, the House adjourned until one o'clock, p.m., on Monday next.

*Monday, 3rd December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal the laws now in force granting poundage to the Receiver General of this Province, and to provide a salary for that Officer in lieu of such poundage." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the message received from His Excellency the Lieutenant Governor on Friday last, and to prepare an Address of thanks to His Excellency for His communication. House in Committee, Mr. Strachan in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the message into consideration, and had prepared an Address to His Excellency the Lieutenant Governor, which they submitted to the House. Ordered that the said report be accepted, and the Address, being read, was adopted; and ordered to be engrossed, and read a third time this day.

Pursuant to order, the Address to His Excellency was read a third time; and the question being put, if it do now pass, it was carried in the affirmative. Whereupon the Speaker signed the same, and Messrs. Strachan and Markland were

appointed a Committee to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the Address.

On motion made and seconded, the House adjourned until to-morrow, at one o'clock, p.m.

*Tuesday, 4th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. D. Powell, Speaker; Jas. Baby, John McGill, Thos. Scott, William Claus, Wm. Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to repeal the laws now in force granting poundage to the Receiver General of this Province, and to provide a salary for that Officer in lieu of such poundage," was read a second time.

And on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. McIntosh in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again on Tuesday next. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the forty-fourth year of His late Majesty's reign, intituled 'An Act for the better securing this Province against all seditious attempts to disturb the tranquility thereof.'" The deputation having withdrawn, the said Bill was read a first time.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take into further consideration the Bill "To amend the practice of the Court of King's Bench in this Province." House in Committee, Mr. Claus in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again to-morrow. Ordered that the said report be accepted; and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of and to amend an Act passed in the thirty-seventh year of His Late Majesty's reign, intituled 'An Act for the better regulating the Practice of the Law,' and to extend the provisions of the same. The deputation having withdrawn, the said Bill was read a first time; and, on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock, p.m.

*Wednesday, 5th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered at the Bar of this House a message and certain resolutions which that House had passed. The deputation having withdrawn, the message and resolutions were read as follows:—

Mr. Speaker,—The Commons House of Assembly communicate to the Honorable the Legislative Council certain resolutions which they have this day passed relating to the Provincial Agent, and request a conference with that Honorable House on the subject matter thereof.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 4th December.

Resolved, That it is the opinion of this Committee that William Halton, Esquire, has been guilty of a gross dereliction of duty in not transmitting to the Commons House of Assembly of this Province a copy of its journals destroyed by the enemy during the late war with the United States of America; and in not having informed this House of the fact that on his refusing to keep the said journals in the state which they were delivered to him, the money for copying the same was returned to him; and that he was at the same time informed that any arrangement which he chose to point out in the copy should be observed; and the whole bound and ready for his reception in a fortnight. And also for not having called for the said copy of the journals for nine months after such information, although the same was ready for delivery at the time appointed; as appears from the despatch from Earl Bathurst, bearing date the 16th day of June, 1821, and communicated to this House by message from His Excellency the Lieutenant Governor during the present session.

A true extract from the minutes.

(Signed) G. POWELL,

Clk. Assy.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take the said message and resolutions into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the message and resolutions into consideration, and recommended that a Committee be appointed to confer with the Committee of the Commons House of Assembly. Ordered that the report be received, and Messrs. Baby and Strachan being appointed a Committee for that purpose, a message in the following words being signed by the Speaker was by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council have agreed to a conference with the Commons House of Assembly on the subject matter of certain resolutions of that House relating to the Provincial Agent; and have appointed a Committee of two members who will be ready to meet a Committee of the Commons House of Assembly for that purpose, in the Joint Committee Room, at four o'clock this day.

Legislative Council Chamber, 5th December, 1821.

(Signed) WM. DUMMER POWELL, Speaker.

The Committee appointed to present to His Excellency the Lieutenant Governor the Address of thanks from this House, passed on Monday last, reported that they had done so.

The Address is as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it please Your Excellency,—The Legislative Council, in returning thanks for Your Excellency's message respecting public accounts, together with the estimates for 1822, beg leave to add their acknowledgments for the personal responsibility which Your Excellency under existing circumstances deemed it expedient to assume; and will gratefully concur in making provision out of any funds at the disposal of the Legislature equal in amount to the advances that have been or may be procured by Your Excellency in order to carry on the Public Service.

(Signed) W. DUMMER POWELL, Speaker.

Legislative Council Chamber, 3rd December, 1821.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill "To amend the practice of the Court of King's Bench in this Province."

House in Committee. Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into further consideration, and recommended that a Committee of three members be appointed to inquire into the fees now allowed in the Court of King's Bench; and that the Committee be authorized to send for persons and papers.

Ordered that the said report be adopted, and Messrs. Dickson, Strachan and Markland were appointed a Committee for that purpose.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend an Act passed in the thirty-seventh year of His late Majesty's reign, intituled 'An Act for better regulating the Practice of the Law,' and to extend the provisions of the same," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration.

House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at three o'clock p.m.

*Thursday, 6th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted; who informed the Speaker that he was the bearer of a message from His Excellency, which he delivered.

Major Hillier having withdrawn, the message was read as follows:—

P. MAITLAND.

The Lieutenant Governor thinks it right to inform the Legislative Council that the situation of Provincial Agent has become vacant by the death of William Halton, Esquire, and that the Lieutenant Governor will not fill the vacancy unless specially applied to for that purpose by the joint Address of the two branches of the Legislature.

Government House, 6th December, 1821.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to repeal part of and amend an Act passed in the thirty-seventh year of His late Majesty's reign intituled 'An Act for the better regulating the Practice of the Law,' and to extend the provisions of the same."

House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again. Ordered that the said report be adopted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province, passed in the fifty-seventh year of His late Majesty's reign, intituled 'An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled "An Act to make provision for certain Sheriffs in this Province, and also to extend the provisions of the said Act," and to make further regulations respecting the said Office of Sheriff."

House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some further progress therein, and asked leave to sit again. Ordered that the said report be adopted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of and amend an Act passed in the fiftieth year of His Majesty's reign, intituled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,' and also to extend the provisions of the said Act; and also an Act passed in the fifty-ninth year of His late Majesty's reign, intituled 'An Act to repeal part of and to amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province.'"

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Monday next.

On motion made and seconded, the House adjourned until to-morrow at two o'clock p.m.

*Friday, 7th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the message from His Excellency the Lieutenant Governor, received yesterday, and to propose an Address of Thanks to His Excellency for his communication.

House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said message into consideration, and had prepared an Address to His Excellency, which they now submitted to the House. Ordered that the report be accepted.

On motion made and seconded, the Address was read, ordered to be engrossed, and read a third time this day.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to repeal part of and to amend an Act passed in the thirty-seventh year of His late Majesty's reign, intituled 'An Act for the better regulating the Practice of the Law,' and to extend the provisions of the same."

House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House. Ordered that the report be adopted, and on motion made and seconded, the Bill was ordered to be read a third time on Monday next.

On motion made and seconded, the House resolved itself into a Committee of the whole to take into further consideration the Bill intituled "An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province passed in the fifty-seventh year of His late Majesty's reign, intituled 'An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province, and also to extend the provisions of the said Act,' and to make further regulations respecting the said office of Sheriff."

House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair.

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

On motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time on Monday next.

Pursuant to the order of the day, the Address to His Excellency the Lieutenant Governor was read a third time; and the question being put, if it do now pass it was carried in the affirmative. Whereupon the Speaker signed the same.

On motion made and seconded, Messrs. McIntosh and Markland were appointed a Committee to wait upon His Excellency the Lieutenant Governor, to know when he would be pleased to receive the Address and present the same.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered the following message and certain resolutions of that House.

Mr. Speaker,—The Commons House of Assembly have come to several resolutions, a copy of which is herewith transmitted, respecting the financial concerns of this Province with Lower Canada, with which they request the concurrence of the Honorable Legislative Council, and invite the Honorable the Legislative Council to join with this House in forming a select Committee of both Houses to consider and report upon the subject matter of the said resolutions.

Commons House of Assembly, 7th December, 1821.

(Signed) LEVIUS P. SHERWOOD.

Resolved, That upon examination of the report of the Commissioners appointed on the part of this Province to treat with those of Lower Canada respecting the establishing of such regulations as may regard the collection of duties or payment of drawbacks to be imposed or allowed on goods passing from one Province into the other by the Legislature of each Province respectively, and of and concerning any proportion of drawbacks to be received and paid of any equal duties already imposed by the said Legislature respectively on any article or commodity passing from one Province into the other, and of and concerning any regulations, provisions, matters and things which may regard the commerce, manufactures or produce of the said Province, it is the opinion of this House, considering the principles assumed and the obstacles presented by the Commissioners on the part of the Province of Lower Canada at the last meeting, that any further effort to adjust by amicable arrangement between the Commissioners the amount of arrearages which this Province claims, or to establish any agreement for the future would be certainly fruitless; and that to attempt it would only lead to further disappointment and delay, without any prospect of a beneficial result.

Resolved, That it appears clearly to this House that large arrearages on account of duties received at the British Port of Quebec, before the year 1817, are due to this Province from Lower Canada, under the express terms of Provisional Agreements, ratified by the Legislatures of both Provinces; which arrearages the Commissioners of Lower Canada peremptorily decline entering into the consideration of, alleging that the executions of agreements when concluded is properly the Province of the Executive Government.

Resolved, That it appears to this House that applications for the payment of these arrearages have been made to the Executive Government of Lower Canada by the Government of this Province, which have afforded no prospect of a final adjustment.

Resolved, That it is the opinion of this House that the means by which alone the Commissioners of Lower Canada would consent to ascertain the amount of drawbacks due to this Province upon goods imported from Lower Canada since the expiration of the last Provincial Agreement were not such as it was practicable to adopt, or as could possibly lead to a just and satisfactory result. And that the insisting upon such means after a lapse of two years, during which Upper Canada had been solely, by the omission of the necessary provisions on the part of the Lower Province, deprived of the opportunity of renewing their agreement, and during which it was known no means had been taken to ascertain the amount of the debt

thus suffered to accrue, manifested no desire to repair the inconvenience this Province had thus been compelled to sustain, or to encourage confidence in the future consideration of our Sister Province.

Resolved, That the express and decided refusal of the Commissioners of Lower Canada to enter into any agreement for any period beyond the close of next session of their Legislature, which should not have for its basis the sole collection of its revenue by both Provinces respectively, leaves only to Upper Canada the adoption of a measure which the bare inspection of the boundary by which it is separated from Lower Canada shows to be impracticable; and which by any experiment continued for many years to the manifest and great loss of Upper Canada has been proved so to the conviction of both Provinces.

Resolved, That while the whole Revenue due to this Province for its proportion of duties received at the Port of Quebec for the last two years, together with large unliquidated arrearages of another date, and detained in the Treasury of Lower Canada, and the Executive Government is embarrassed, the public creditors are delayed, all means of advancing works of general utility withheld, and it has at last become necessary to borrow on the credit of the Province a sum which the receipt of this revenue only can enable it to redeem to pay the pensions which Upper Canada has generally extended out of its limited means to those who were wounded in maintaining the cause of the Empire in a National War.

Resolved, That it is the opinion of this House that the Province having looked for two years in vain for any opportunity of attempting an amicable arrangement, and having at last thus completely failed in the attempt, has no longer any alternative but to surrender all their just claims for the past, and to continue for the future in a state of dependence on the Legislature of another Province, which was never either expedient or just, but which had been patiently borne while a spirit of accommodation sustained mutual confidence, and until the Commissioners of Lower Canada openly made that confidence a matter of reproach, or to address ourselves to our Gracious Sovereign, most humbly and earnestly entreating his Royal recommendation to His Imperial Parliament to exercise its undoubted right to control all imports and exports in and from the British Port of Quebec, and to establish such regulations respecting the commercial intercourse between the two Provinces as may comport with the just rights and interests of both.

The deputation having withdrawn, the said message and resolutions were read, and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration.

House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee recommends the House to concur in the resolutions; that a Committee be appointed to meet a Committee of the Commons House of Assembly, and that a message to that effect be sent to that House.

Ordered that the report be adopted, and Messrs. Dickson, Strachan and Markland being appointed a Committee for that purpose, a message in the following words being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

Mr. Speaker: The Honorable the Legislative Council have concurred in the resolutions transmitted to them by the Commons House of Assembly this day; and have appointed a Committee of three members, who will be ready to meet a Committee of the Commons House of Assembly for the purpose of considering and re-

porting upon the subject matter of the said resolutions, in the joint Committee Room at three o'clock p.m. to-morrow.

(Signed) W. DUMMER POWELL, Speaker.

Legislative Council Chamber, 7th December, 1821.

On motion made and seconded, the House adjourned until Monday next at one o'clock p.m.

*Monday, 10th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus, Wm. Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George Markland. Prayers were read.

Pursuant to the order of the day the Bill intituled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's Reign, intituled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose, and also to extend the provisions of the said Act,' and also an Act passed in the fifty-ninth year of His late Majesty's reign, intituled 'An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province,'" was read a second time.

And on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration.

House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into consideration, had made some progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His late Majesty's reign, intituled 'An Act for granting to His Majesty a sum of money towards defraying the expenses of the Civil Administration of the Government of this Province, and to grant a sum of money for the purpose therein mentioned.'"

The deputation having withdrawn, the said Bill was read a first time.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend an Act passed in the thirty-seventh year of His late Majesty's reign, intituled 'An Act for the better regulating the Practice of the Law,' and to extend the provisions of the same," was read a third time, and the question being put, if it do now pass, it was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading as amended of the Bill intituled "An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province, passed in the fifty-seventh year of His late Majesty's reign, intituled 'An Act to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled an Act to make provision for certain Sheriffs in

this Province, and also to extend the provisions of the said Act,' and to make further regulations respecting the said Office of Sheriff," be discharged; and that the House do now resolve itself into a Committee of the same to reconsider the same.

House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee recommended to the House to request a conference with the Commons House of Assembly on the subject matter of the said Bill. Ordered that the report be accepted, and Messrs. Strachan and Markland being appointed a Committee for that purpose, a message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

Mr. Speaker: The Honorable the Legislative Council request a conference with the Commons House of Assembly, on the subject matter of the Bill intituled "An Act to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province, passed in the fifty-seventh year of His Majesty's reign, intituled 'An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled an Act to make provision for certain Sheriffs in this Province, and also to extend the provisions of the said Act,' and to make further regulations respecting the said office of Sheriff," and have appointed a Committee of two members who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the Joint Committee Room, at one o'clock p.m. to-morrow.

Legislative Council Chamber, 10th December, 1821.

(Signed) WM. DUMMER POWELL, Speaker.

The Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of this House, reported that they had delivered the same as follows:

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency: The Legislative Council return thanks for Your Excellency's Message communicating the vacancy of the office of Provincial Agent, by the death of William Halton, Esquire, and for the assurance that Your Excellency will not fill up the vacancy unless specially applied to for that purpose by the joint Address of both branches of the Legislature.

Legislative Council Chamber, 7th December, 1821.

(Signed) WM. DUMMER POWELL, Speaker.

Mr. Markland requested permission to lay upon the table certain petitions of the Inhabitants of the County of Middlesex and of the Town of Kingston, and leave was given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the bar of this House a message in the following words:

Mr. Speaker,—The Commons House of Assembly have appointed a Committee to meet the Committee of the Honorable Legislative Council, appointed to confer upon the subject matter of the Bill intituled "An Act to continue an Act passed in

the forty-sixth year of His Majesty's reign, intituled, 'An Act to make provision for a certain other Act of the Parliament of this Province, passed in the fifty-seventh year of His late Majesty's reign, intituled "An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province, and also to extend the provisions of the said Act,' and to make further regulations respecting the said office of Sheriff,"' at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 10th December, 1821.

On motion made and seconded, the House adjourned until to-morrow at two o'clock p.m.

*Tuesday, 11th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His late Majesty's reign, intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province.

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of and amend the laws now in force for regulating the Practice of Physic and Surgery within this Province," and a Bill intituled "An Act to amend the Revenue Laws of this Province."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, the Bill intituled "An Act to repeal part of and amend the laws now in force for regulating the Practice of Physic and Surgery within this Province," was ordered to be read a second time on Monday next; and the Bill intituled "An Act to amend the Revenue laws of this Province" on Friday next.

The Committee appointed to enquire into the fees now allowed in the Court of King's Bench reported:

That Your Committee, as a preliminary step, did recur to the first Provincial Statute constituting the Court of King's Bench, passed in the thirty-fourth year of His late Majesty's reign; whereunto are annexed a table of fees for the services therein specified. It is presumed doubts and difficulties did arise in practice in the amplification or modification of fees for other services in the practice performed, and not provided for, as in the 44th Geo. III, Chap. 3, an Act passed repealing the 34th Geo. III, which last Statute was also repealed by an Act of the 50th Geo.

III, Chap. 9, leaving the law as to the allowance of fees on the same footing as established by the first Act; since which the Clerk of the Crown has (it is said) as incident to his office, taxed or modified all Bills of Costs; and in having recourse

to that Officer in a communication from him we are informed that he is chiefly governed in taxation of costs between party and party by the first Act of the Provincial Parliament constituting the Court of King's Bench, and in cases where no fees are specified in that Act reference is had to the charges allowed in the Superior Courts of Westminster Hall.

To enable Your Committee to judge of the scale and uniformity of such taxed tables, at different periods, different causes, and by different officers, it was an object of Your Committee to have caused to be laid before them Bills of Costs taxed in the respective years from 1796 to the present period, but the time, as informed, that would elapse before such could be completed appeared too distant to authorize the Committee to wait for such information.

Other sources of information have been before Your Committee which warrant in believing that a forbearance of the present practice would be more advisable than in continuing that on which Your Committee has found so many discordant results as well as opinions. All of which is submitted.

The Committee of Conference from the Honorable the Legislative Council communicated to the Committee of the House of Assembly appointed to confer with them on the subject of a Bill sent up from the House of Assembly, intituled "An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province, passed in the fifty-seventh year of His late Majesty's reign, intituled 'An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled "An Act to make provision for certain Sheriffs in this Province," and also to extend the provisions of the said Act,' and to make further regulations respecting the said office of Sheriff."

That their House were desirous of introducing an amendment to the third clause of the Bill by expunging after the word "months" the remainder of the clause, and inserting the words, "It shall, upon being certified to the Governor, Lieutenant Governor or person administering the Government by the next ensuing Court of Quarter Sessions be deemed a forfeiture of his office"; but wished first to ascertain whether such amendment would be received.

To which the Conferees on the part of the House of Assembly replied that they could not express an opinion upon the question proposed by the Conferees of the Legislative Council.

Pursuant to the order of the day, the Committee resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to repeal the laws now in force granting poundage to the Receiver General of this Province, and to provide a salary for that officer in lieu of such poundage."

House in Committee. Mr. McIntosh in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress, and requested leave to sit again on Friday next. Ordered that the report be accepted; and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 3 o'clock p.m.

*Wednesday, 12th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act for granting to His Majesty a sum of money to provide for the appointment of a Provincial Agent for this Province,'" and a Bill intituled "An Act to establish a market in the Town of Perth, in the County of Carleton."

The deputation having withdrawn, the said Bills were read a first time; and on motion made and seconded, the Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His late Majesty's reign, intituled 'An Act for granting to His Majesty a sum of money to provide for the appointment of a Provincial Agent for this Province,'" was ordered to be read a second time on Monday next; and the Bill intituled "An Act to establish a market in the Town of Perth, in the County of Carleton," on Tuesday next.

Pursuant to the order of the day, the Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His late Majesty's reign, intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again on Friday next. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill "To amend the practice of the Court of King's Bench in this Province."

The House in Committee; Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Thursday, 13th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, Thomas Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and G. H. Markland. Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the Bill "To Amend the Practice of the Court of King's Bench in this Province."

House in Committee. Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be engrossed, and read a third time on Saturday next.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, intituled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,' and also to extend the provisions of the said Act; and also an Act passed in the fifty-ninth year of His late Majesty's reign, intituled 'An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province.'"

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

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

Ordered, that the report be accepted, and, on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded the bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His late Majesty's reign, intituled 'An Act for granting to His Majesty a sum of money towards defraying the expenses of the Civil Administration of the Government of this Province,' and to grant a sum of money for the purposes therein mentioned," was read a second time; and the question being put, if the House do now resolve itself into a Committee of the Whole to take the same into consideration, it was carried in the negative.

It was moved and seconded that the Contents and Non-Contents be taken.

Contents: The Hons. Wm. Dickson, Angus McIntosh, John McGill, William Claus.

Non-Contents: John Strachan, Joseph Wells, Duncan Cameron and George H. Markland.

It was moved and seconded that the Bill intituled "An Act to repeal an Act passed in the forty-fourth year of His late Majesty's reign, intituled 'An Act for the better securing this Province against all seditious attempts or designs to disturb the tranquility thereof,'" be read a second time; and the question being put, it was carried in the negative.

On motion made and seconded, the House adjourned until to-morrow at one o'clock p.m.

*Friday, 14th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer, Powell (Speaker), James Baby, John McGill, Thos. Scott, Wm. Claus, Wm. Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to amend the Revenue Laws of this Province" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again.

Ordered, that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House the Bill intituled "An Act for the Relief of Religious Societies."

The deputation having withdrawn, the Bill was read a first time.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to repeal the laws now in force granting poundage to the Receiver General of this Province, and to provide a salary for that officer in lieu of such poundage."

House in Committee, Mr. McIntosh in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into further consideration, and requested leave to sit again.

It was moved and seconded that the report be accepted, and the question being put it was carried in the negative.

On motion made and seconded, the Bill was re-committed.

House in Committee, Mr. McIntosh in the Chair.

The Speaker resumed the Chair.

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

And the question being put, if the report be accepted, it was carried in the negative.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor in pursuance of an Address of the House of Assembly." And a Bill intituled "An Act for assigning limits to the respective gaols within this Province."

The deputation withdrew.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to remunerate the Commissioners appointed to treat on behalf of this Province with the Commissioners of Lower Canada on the subject of our commercial relations with that Province."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

The Bill intituled "An Act to make good certain moneys issued and advanced by His Excellency the Lieutenant Governor, in pursuance of an Address of the House of Assembly," and the Bill intituled "An Act for assigning limits to the respective Gaols within this Province," were read a first time, and on motion made and seconded ordered to be read a second time on Monday next.

On motion made and seconded, ordered that so much as remains of the order of the day be discharged, and be of the order of the day on Monday next.

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock a.m.

*Saturday, 15th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dunmer Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus,

John Strachan, Angus McIntosh, Duncan Cameron, and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill "To amend the Practice of the Court of King's Bench in this Province" was read the third time. On motion made and seconded, the Bill was recommitted. House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted; and the Bill as amended being read,

On motion made and seconded, it was ordered that the title of the Bill be "An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province;" and the question if it do now pass being put, it was carried in the affirmative, whereupon the Speaker signed the same.

On motion made and seconded, ordered that so much of the order of the day as remains be discharged, and be of the order of the day for Monday next.

On motion made and seconded, the House adjourned until Monday next at 12 o'clock.

*Monday, 17th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell, Speaker; John McGill, Thomas Scott, Wm. Claus, Wm. Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

The Bill intituled "An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province," was by the Master-in-Chancery carried down to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend the laws now in force for regulating the practice of Physic and Surgery within this Province" was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, had made some progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His Majesty's Reign, intituled 'An Act for granting to His Majesty a sum of money to provide for the appointment of a Provincial Agent of this Province,'" was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, ordered that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to remunerate the Commissioners appointed to treat on behalf of this Province with the Commissioners of Lower Canada, on the subject of our commercial relations with that Province," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, ordered that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to make good certain moneys issued and advanced by His Excellency the Lieutenant Governor in pursuance of an Address of the House of Assembly" was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, ordered that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act for assigning limits to the respective gaols within this Province," was read a second time, and the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

Mr. Dickson brought in a Bill "To amend the practice of the several District Courts within this Province." On motion made and seconded, the said Bill was ordered to be read a first time to-morrow.

Mr. Dickson also brought in a Bill "To restrain swine running at large in the respective Towns in this Province where a police is established by law."

On motion made and seconded the said Bill was ordered to be read a first time to-morrow.

On motion made and seconded, the Bill intituled "An Act for the Relief of Religious Societies" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. The House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again this day three months. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

*Tuesday, 18th December, 1821.*

The House met pursuant to adjournment. Present; The Hons. Wm. Dummer Powell, Speaker, James Baby, John McGill, Thos. Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to establish a market in the Town of Perth, in the County of Carleton," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. The House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and asked leave to sit again. Ordered that the said report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal an Act passed in the fifty-sixth year of His late Majesty's Reign, intituled 'An Act for granting to His Majesty a sum of money to provide for a Provincial Agent for this Province,'" was read a third time, and the question if it do now pass being put, it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to make good certain moneys issued and advanced by His Excellency the Lieutenant Governor in pursuance of an Address of the House of Assembly," was read a third time, and the question if it do now pass being put, it was carried in the affirmative. Whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to remunerate the Commissioners appointed to treat on behalf of this Province with the Commissioners of Lower Canada on the subject of our commercial relations with that Province," was read a third time, and the question if it do now pass being put, it was carried in the affirmative. Whereupon the Speaker signed the same, and the said Bills were by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to amend the practice of the several District Courts within this Province," was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to restrain swine running at large in this Province where a Police is established by law," was read a first time; and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of and amend the laws now in force relative to the registering of Deeds and other Instruments of Conveyance in this Province." The deputation having withdrawn, the said Bill was read a first time.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, and delivered a message from His Excellency. Major Hillier having withdrawn, the message and accompanying memorial was read as follows:—

P. MAITLAND.

The Lieutenant Governor in transmitting to the Honorable the Legislative Council the Memorial of the Adjutant General of the Militia, thinks fit to remark that upon a strong representation by that Officer that the existing establishment of his office was entirely inadequate to the discharge of duties which had accumu-

lated from a variety of causes, it had been found necessary to allow some addition to the contingencies.

The Lieutenant Governor has, however, repeated his injunction that these shall be restrained within the most moderate bounds.

Although the Lieutenant Governor is not insensible to the difficulties under which the Provincial Revenue now labors, he cannot but observe how little commensurate is the provision for the Adjutant General since the expiration of the last Statute, either to the personal support of that Officer or the respectability of the situation; and he therefore recommends that the House should take into consideration the expediency of renewing the Act which has been suffered to expire.

Government House,  
18th December, 1821.

To His Excellency Sir Peregrine Maitland, K.C.B., Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

The Memorial of Colonel N. Coffin, Adjutant General of the Militia in the Province of Upper Canada,

Most Humbly Sheweth: That Your Excellency's Memorialist was appointed Adjutant General of the Militia, and filled that office with a salary of three hundred and sixty-five pounds until the 21st March, 1820, when an Act granting a part of that salary expired, and Your Memorialist, under a great accumulation of duty from the rapid growth of the Province and augmentation of its Militia, together with other duties never before required of his department, has received only a salary of one hundred and eighty pounds sterling; not equal to the salary of clerks in other departments, or Officers in this Province.

Under such circumstances Your Memorialist humbly prays that he may receive from the said 21st March, 1820, such a permanent salary as the wisdom and justice of Your Excellency may deem consistent for the respectable maintenance of a person discharging the duties of an office of such high trust and responsibility.

(Signed) N. COFFIN.

York, December 10th, 1821.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take the message into consideration. The House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said message into consideration, and recommended that an Address be presented to His Excellency the Lieutenant Governor thanking him for his communication. Ordered that the report be accepted, and Messrs. Baby, Dickson, and Strachan were appointed a Committee to prepare the Address.

The Committee appointed to prepare the Address to His Excellency the Lieutenant Governor reported that they had done so. Ordered that the report be accepted, and the Address being read was ordered to be engrossed and read again to-morrow.

On motion made and seconded, the House adjourned until to-morrow at one o'clock p.m.

*Wednesday, 19th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dunmer Powell, Speaker; James Baby, John McGill, Thos. Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to amend the practice of the several District Courts within this Province," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the said report be accepted.

On motion made and seconded the amendments were read, and the Bill as amended ordered to be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to enable persons entitled to claim lands in this Province under titles or assignments derived from the heirs, devisees or assignees of the original nominees of the Crown to obtain patents for such lands." The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill "To restrain swine running at large in the respective Towns in this Province where a Police is established by law" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Claus in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be engrossed and read a third time to-morrow.

Pursuant to the order of the day, the Address to His Excellency the Lieutenant Governor was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Address into consideration; had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted; and on motion made and seconded the Address as amended was ordered to be engrossed, and read again to-morrow.

On motion made and seconded, the Bill intituled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's Reign, intituled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,' and also to extend the provisions of the said Act; and also an Act passed in the fifty-ninth year of His late Majesty's reign, intituled, 'An Act to repeal part of and amend the laws now in force for the laying out, amending and keeping in repair the public highways and roads in this Province,'" was re-committed. House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, ordered that the Bill intituled "An Act to repeal the laws now in force granting poundage to the Receiver General of this Province, and to provide a salary for that Officer in lieu of such poundage," be read a third time to-morrow.

On motion made and seconded, ordered that House do to-morrow resolve itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act for assigning limits to the respective gaols within this Province."

On motion made and seconded, ordered that the House do to-morrow resolve itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His late Majesty's Reign, intituled 'An Act for the public registering of deeds, conveyances, wills and other instruments which shall be made or may affect any lands, tenements or hereditaments within this Province.'"

On motion made and seconded, ordered that the Bill intituled "An Act to repeal part of and amend the laws now in force relative to the registering of deeds and other instruments of conveyance in this Province," be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

*Thursday, 20th December, 1821.*

The House met pursuant to adjournment. Present: The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, William Claus, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day the Bill "To amend the practice of the several District Courts within this Province," was read a third time; and on motion made and seconded, it was ordered that the Bill be intituled "An Act to extend the powers of the District Courts in this Province," and the question being put if the said Bill do now pass it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day the Bill "To restrain swine running at large in the respective towns in this Province where a Police is established by law," was read a third time, and on motion made and seconded it was ordered that the Bill be intituled "An Act to repeal in part a certain part of an Act passed in the forty-third year of His late Majesty's Reign, intituled 'An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's Reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,' and further to enable the Magistrates in their respective Districts in this Province, in General Quarter Sessions assembled, to make such rules and regulations as may restrain swine running at large in the respective towns in this Province where a Police is or may hereafter be established by law." And the question being put, if the said Bill do now pass it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Address to His Excellency the Lieutenant Governor was read a third time, and the question if it do now pass being put, it was carried in the affirmative; whereupon the Speaker signed the same.

On motion made and seconded, Messrs. Claus and Cameron were appointed a Committee to wait upon His Excellency, to know when he would be pleased to receive the Address; and to present the same.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's Reign, intituled 'An Act to provide for the laying out, amending, and keeping in repair the Public Highways and Roads within this Province, and to repeal the laws now in force for that purpose,'" and also to extend the provisions of the said Act,' and also an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to repeal part of and to amend the laws now in force for laying out, amending and keeping in repair the public highways and roads within this Province,'" was read a third time as amended; and the question if it do now pass being put it was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to repeal the laws now in force granting poundage to the Receiver General of this Province, and to provide a salary for that officer in lieu of such poundage," was read a third time; and the question if it do now pass being put it was carried in the affirmative; whereupon the Speaker signed the same; and the said Bills were by the Master-in-Chancery carried down to the House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act for assigning limits to the respective gaols within this Province," was recommitted. House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration, and had made some amendments thereto; which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the Bill as amended was read, the amendments ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His late Majesty's Reign, intituled 'An Act for the public registering of deeds, conveyances, wills and other encumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province,'" House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and to amend the laws now in force relative to the registering of deeds and other instruments of conveyance in this Province," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some progress therein, and requested leave to sit again this day three months. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to enable persons entitled to claim lands in this Province under titles or assignments derived from the heirs, devisees or assignees of the original nominees of the Crown, to obtain patents for such lands," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Claus in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into consideration; had made some progress and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the Bill intituled "An Act to establish a market in the Town of Perth, in the County of Carleton." House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration, and recommended it to the adoption of the House. Ordered that the report be accepted.

And on motion made and seconded, the Bill was ordered to be read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at one o'clock p.m.

*Friday, 21st December, 1821.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell, Speaker; James Baby, Thos. Scott, Wm. Claus, Wm. Dickson, John Strachan, Angus McIntosh, Jos. Wells, Duncan Cameron and Geo. H. Markland.

Prayers were read.

On motion made and seconded, ordered that the order of the day be discharged which relates to the third reading of the Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His late Majesty's reign, intituled, 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province,' and that the Bill be read a third time on the next sitting day.

Pursuant to the order of the day, the Bill intituled "An Act to establish a market in the Town of Perth, in the County of Carleton," was read a third time, and the question if it do now pass being put it was carried in the affirmative; whereupon the Speaker signed the same.

On motion, made and seconded, ordered that the Bill intituled "An Act for assigning limits to the respective gaols within this Province," be recommitted.

House in Committee, Mr. Markland in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some further progress therein, and asked leave to sit again. Ordered that the report be accepted, and leave given accordingly.

The Committee appointed to present the Address of this House to His Excellency the Lieutenant Governor reported that they had done so.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's forces therein, etc., etc., etc.

May it Please Your Excellency: The Legislative Council return their most humble thanks for Your Excellency's message respecting the Adjutant General of Militia, and aware of the inadequacy of the present remuneration given to that officer, and of the increased duties which he has to perform, will not fail to take into consideration the expediency of renewing the Act which has been suffered to expire.

The Legislative Council duly appreciates Your Excellency's repeated injunctions that the necessary addition to the contingencies of the Adjutant General's office be restrained within the most moderate bounds.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council, 20th December, 1821.

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

*Saturday, 22nd December, 1821.*

The House met pursuant to adjournment.

Present: The Hons. Wm. D. Powell (Speaker); James Baby, John McGill, Thomas Scott, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron, and George H. Markland. Prayers were read.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, and delivered a message from His Excellency.

Major Hillier having withdrawn, the message was read as follows:—

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council the copy of a report which has been submitted to him by the Commissioners for erecting a monument to the memory of the late Sir Isaac Brock.

Being anxious that the work should do justice to the public sense of the highly eminent services which it is intended to commemorate, and at the same time aware of the limited and embarrassed state of the public finance, the Lieutenant Governor thinks it right under the peculiar circumstances of the occasion to suggest for the consideration of the Legislative Council how far it may be proper to remove any obstacle to the augmentation of the fund at the disposal of the Commissioners by sanctioning the adoption of the measure adverted to in the report. Should a proceeding to this effect be thought advisable by the Legislature, the Lieutenant Governor will have great pleasure in giving it his most cordial concurrence and support.

Government House, 22nd December, 1821.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the joint resolutions of both Houses respecting the financial concerns of this Province with Lower Canada, informed the House that they had done so, and now submitted the report of their proceedings for its consideration. On motion, made and seconded, the report was ordered to be read on the next sitting day.

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

*Thursday, 27th December, 1821.*

The House met pursuant to adjournment.

Present: The Hons. Wm. D. Powell (Speaker); James Baby, John McGill, Thos. Scott, William Dickson, John Strachan, Joseph Wells, and George H. Markland. Prayers were read.

On motion, made and seconded, ordered that the order of the day be dispensed with, and the report of the Committee of Conference on the financial relations of this Province with Lower Canada be now read. Which being done, on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Strachan in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the report of the Committee of Conference and Address to the King into consideration, and recommended them to be adopted by the House, and that a renewal of the conference be requested with the Commons House of Assembly on the several Addresses recommended by the joint Committee. Ordered that the report be accepted.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery, with the Bill intituled "An Act to establish a market in the Town of Perth, in the County of Carleton," carried down to the Commons House of Assembly:—

Mr. Speaker: The Honorable the Legislative Council request a renewal of the conference with the Commons House of Assembly on the subject of the several addresses recommended in the report of the Joint Committee on the Financial Relations of this Province with Lower Canada.

The Committee of the Legislative Council are now ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 27th December, 1821.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the relief of John White,"

The deputation having withdrawn, the Bill was read a first time.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act to appoint Trustees to the estate of William Weeks, late of York, Esquire, deceased, to carry into effect the provisions thereof," and a Bill intituled "An Act to authorize the Magistrates of the Home District in General Quarter Sessions assembled to establish another market in the Town of York," and a Bill intituled, "An Act to establish the division line between the second and third concessions of the Township of Osnabruck in the Eastern District."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, the Bill intituled "An Act to authorize the Magistrates of the Home District, in General Quarter Sessions assembled, to establish another Market in the town of York," was ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at eleven o'clock a.m.

*Friday, 28th December, 1821.*

The House met pursuant to adjournment.

Present: The Hons. Wm. Dummer Powell (Speaker); James Baby, John McGill, Thos. Scott, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, and Geo. H. Markland. Prayers were read.

The Committee of Conference on the financial concerns of this Province with Lower Canada, reported certain addresses to His Excellency the Lieutenant Governor, which they recommended to the adoption of the House. Ordered that the said report be accepted. On motion made and seconded, the addresses were read, and ordered to be adopted.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the message from His Excellency the Lieutenant Governor received on Saturday last. House in Committee, Mr. McIntosh in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the message into consideration, and had prepared an Address to His Excellency in answer thereto, which they had recommended to the adoption of the House. Ordered that the said report be accepted, and the address being read was ordered to be adopted.

On motion made and seconded, Messrs. Wells and Markland were appointed a Committee to wait upon His Excellency to know when he will be pleased to receive the Address, and to present the same.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to provide for the appointment of Guardians."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His late Majesty's reign, intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province,'" was re-committed.

House in Committee, Mr. Markland in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down to the Commons House of Assembly:—

Mr. Speaker: The Honorable the Legislative Council have concurred in the report of their Committee of Conference on the financial concerns of this Province with Lower Canada, and have adopted the Address to His Majesty recommended by the Committee.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 28th December, 1821.

Pursuant to the order of the day, the Bill intituled "An Act for assigning limits to the respective Gaols within this Province," was re-committed.

House in Committee, Mr. Wells in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker: The Commons House of Assembly request a renewal of the conference with the Honorable the Legislative Council on the subject of our financial relations with Lower Canada; for the purpose of proposing certain amendments to the Address to His Majesty reported from the Joint Committee.

(Signed) LEVIUS P. SHERWOOD, Speaker:

Commons House of Assembly, 28th December, 1821.

The deputation having withdrawn, the said message was read.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down to the Commons House of Assembly:—

Mr. Speaker: The Honorable the Legislative Council have assented to a renewal of the conference with the Commons House of Assembly on the subject of our financial relations with Lower Canada. The Committee of the Legislative Council are now ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room.

(Signed) WM. DUMFRIES POWELL, Speaker.

Legislative Council Chamber, 28th December, 1821.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to amend the Revenue Laws of this Province."

House in Committee, Mr. Baby in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some further progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up the Bill intituled, "An Act to repeal in part a certain part of an Act passed in the forty-third year of His late Majesty's reign, intituled, 'An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's reign, intituled An Act to restrain the custom of permitting horned cattle, horses, sheep, and swine to run at large,' and further to enable the Magistrates in their respective Districts in this Province, in General Quarter Sessions assembled, to make such rules and regulations as may restrain swine running at large in the respective towns in this Province where a Police is or may hereafter be established by law," in which that House had concurred.

The Committee of Conference on the Address to the King, reported that they had met the Committee of the Commons House of Assembly, who had proposed certain amendments to the Address, which the Committee now submitted to the House. Ordered that the report be accepted, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the proposed amendments into consideration.

House in Committee, Mr. Strachan in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the amendments into consideration, and recommended to the House that they be adopted. Ordered that the report be accepted.

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

*Saturday, 29th December, 1821.*

The House met pursuant to adjournment.

Present: The Hons. Wm. Dummer Powell (Speaker), James Baby, Thos. Scott, William Dickson, John Strachan, Angus McIntosh, Joseph Wells, and George H. Markland. Prayers were read.

On motion made and seconded, ordered that the order of the day relating to the Bill intituled "An Act to authorize the Magistrates of the Home District, in General Quarter Sessions assembled, to establish another market in the Town of York," be discharged.

The Committee appointed to wait upon His Excellency the Lieutenant Governor, to know when he would be pleased to receive the address of this House, and to present the same, reported that they had delivered the Address as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency: The Legislative Council return thanks for Your Excellency's message respecting the report of the Commissioners for erecting a monument to the memory of the late Sir Isaac Brock, and uniting with Your Excellency in anxiety that the work should be worthy of the eminent services which it is intended to commemorate, will take into consideration the propriety of sanctioning the measure adverted to in the report.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 28th December, 1821.

Pursuant to the order of the day, the Bill intituled "An Act to provide for the appointment of Guardians" was read a second time, and, on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration.

House in Committee, Mr. Dickson in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, and had made some progress therein; and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker: The Honorable the Legislative Council have adopted the amendments to the Address to the King proposed by the Committee of Conference on the subject of the financial relations of this Province with Lower Canada.

(Signed) WM. D. POWELL, Speaker.

Legislative Council Chamber, 29th December, 1821.

Pursuant to the order of the day, the Bill intituled, "An Act for assigning limits to the respective gaols within this Province," was read a third time as amended, and the question if it do now pass being put, it was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to enable persons entitled to claim lands in this Province under titles or assignments derived from the heirs, devisees, or assignees of the original nominees of the Crown, to obtain patents for such lands."

House in Committee, Mr. Strachan in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration; had made some further progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker: The Commons House of Assembly has concurred in the joint report of the Select Committee of both Houses upon the financial relations of this Province with Lower Canada.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 28th December, 1821.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into consideration the Bill intituled "An Act to amend the Revenue Laws of this Province."

House in Committee, Mr. Baby in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some further progress therein, and requested leave to sit again this day three months. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the Bill intituled "An Act to establish the division line between the second and third concessions of the township of Osna-bruck in the Eastern District," was read a second time; and the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the Bill intituled, "An Act for the relief of John White" was read a second time, and the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. McIntosh in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration; and had agreed thereto without amendments. Ordered that the said report be accepted. And on motion made and seconded, ordered that the Bill be read a third time on Monday next.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to repeal part of and amend the laws now in force for regulating the practice of Physic and Surgery within this Province."

House in Committee. Mr. McIntosh in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further

consideration; and requested leave to sit again this day three months. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until Monday next at eleven o'clock a.m.

*Monday, 31st December, 1821.*

The House met pursuant to adjournment.

Present: The Hons. Wm. Dummer Powell (Speaker), James Baby, Thomas Scott, William Dickson, John Strachan, Angus McIntosh, Joseph Wells and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of John White" was read a third time; and the question if it do now pass being put, it was carried in the affirmative; whereupon the Speaker signed the same.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to enable persons entitled to claim lands in this Province under titles or assignments derived from the heirs, devisees or assignees of the original nominees of the Crown, to obtain patents for such lands."

House in Committee, Mr. Dickson in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration; had made some progress, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to amend an Act passed in the thirty-fifth year of his late Majesty's reign, intituled 'An Act for the public registering of deeds, conveyances, wills and other encumbrances which shall be made or may affect any lands, tenements, or hereditaments within this Province.'"

House in Committee, Mr. Markland in the Chair. The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into further consideration; had made some progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to appoint trustees to the will of William Weeks, late of York, Esquire, deceased, to carry into effect the provisions thereof."

House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, ordered that the Bill be read a third time on Wednesday next.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to provide for the appointment of Guardians."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into consideration, had made some further progress therein, and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded, the House adjourned until Wednesday next at eleven o'clock a.m.

*Wednesday, 2nd January, 1822.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell (Speaker); James Baby, Thos. Scott, William Dickson, John Strachan, Angus McIntosh, Joseph Wells and George H. Markland. Prayers were read.

On motion made and seconded, the Bill intituled "An Act to appoint trustees to the will of William Weekes, late of York, Esq., deceased, to carry into effect the provisions thereof" was re-committed.

House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and returned to this House the Bill intituled "An Act to extend the powers of the District Courts in this Province," to which they had made some amendments.

The deputation having withdrawn, the amendments were read, and on motion made and seconded, ordered that the House do to-morrow resolve itself into a Committee of the Whole to take the amendments into consideration.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to confirm and make valid certain marriages heretofore contracted, and further to provide for the future solemnization of marriage within this Province."

The deputation having withdrawn, the Bill was read a first time, and ordered to be read a second time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to amend the Act passed in the thirty-fifth year of His late Majesty's reign intituled 'An Act for the public registering of deeds, conveyances, wills and other encumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province.'"

House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some further progress, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to establish the division line between the second and third concessions of the Township of Osnabruck, in the Eastern District."

House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, ordered that the Bill be read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

*Thursday 3rd January, 1822.*

The House met pursuant to adjournment. Present: The Hons. Wm. D. Powell (Speaker); Thos. Scott, William Dickson, John Strachan, Angus McIntosh Joseph Wells and George H. Markland. Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to appoint trustees to the will of William Weekes, late of York, deceased, to carry into effect the provisions of the same."

House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the amendments were read, ordered to be engrossed, and the Bill as amended read a third time this day.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the amendments made by the Commons House of Assembly in and to the Bill sent down from this House intituled "An Act to extend the powers of the District Courts in this Province."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the amendments into consideration, and recommended them to the adoption of the House, and that a message be sent to the Commons House of Assembly to inform them thereof. Ordered that the report be adopted.

Pursuant to the order of the day, the Bill intituled "An Act to establish the division line between the second and third concessions of the Township of Osna-bruck in the Eastern District" was read a third time, and the question if it do now pass being put, it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to appoint trustees to the will of William Weekes, late of York, Esquire, deceased, to carry into effect the provisions thereof" was read a third time as amended, and the question if it do now pass being put it was carried in the affirmative, whereupon the Speaker signed the amendments.

The said Bills, with the Bill intituled "An Act for the relief of John White," and a message in the following words, were by the Master-in-Chancery carried down to the House of Assembly:

Mr. Speaker: The Honorable the Legislative Council have concurred in the amendments made by the Commons House of Assembly in and to the Bill intituled "An Act to extend the powers of the District Courts in this Province."

Legislative Council Chamber, (Signed) WM. DUMMER POWELL, Speaker.  
3rd January, 1822.

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

*Friday, 4th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. Wm. D. Powell (Speaker), James Baby, John McGill, Thos. Scott, William Dickson, John Strachan, Angus McIntosh, Joseph Wells and George H. Markland. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker: The Commons House of Assembly requests a conference with the Honorable the Legislative Council on the subject matter of the amendments made by that Honorable House in and to the Bill intituled "An Act to repeal part of and to amend an Act passed in the fiftieth year of His late Majesty's reign intituled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,' and also to extend the provisions of the said Act; and also an Act passed in the fifty-ninth year of His late Majesty's reign intituled 'An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the Public Highways and Roads in this Province.'"

Commons House of Assembly, (Signed) LEVIUS P. SHERWOOD, Speaker.  
3rd January, 1822.

The deputation having withdrawn, the message was read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to the Bill intituled "An Act for assigning limits to the respective Gaols within this Province."

Commons House of Assembly, (Signed) LEVIUS P. SHERWOOD, Speaker.  
4th January, 1822.

The deputation also brought up a Bill intituled "An Act to amend an Act passed in the fifty-ninth year of His late Majesty's reign, and promulgated by proclamation bearing date the twenty-first day of April in the Year of Our Lord One Thousand Eight Hundred and Twenty-one, "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada."

The deputation having withdrawn, the message and Bill were read, and on motion made and seconded the Bill was ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the relief of John Chrysler, Esquire."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded, the House Resolved itself into a Committee of the Whole to frame instructions for the guidance of the Committee to be appointed to confer with the Committee of the Commons House of Assembly on the subject of the amendments made by this House in and to the Bill intituled

“An Act to repeal part of and amend an Act passed in the fiftieth year of his late Majesty’s reign intituled ‘An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,’ and also to extend the provisions of the said Act; and also an Act passed in the fifty-ninth year of His late Majesty’s reign intituled ‘An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province.’”

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee recommended to the House that the Committee of Conference be directed to adhere to the amendments made by this House. Ordered that the report be accepted.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Honorable the Legislative Council have agreed to a conference with the Commons House of Assembly on the subject matter of amendments made by this House in and to the Bill intituled “An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty’s reign intituled ‘An Act for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,’ and to extend the provisions of the said Act; and also an Act passed in the fifty-ninth year of His late Majesty’s reign intituled ‘An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province,” and have appointed a Committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at ten o’clock to-morrow morning.

Legislative Council Chamber,  
4th January, 1822.

(Signed) W. D. POWELL, Speaker.

And Messieurs Dickson and Strachan were appointed a Committee for that purpose.

On motion made and seconded, it was ordered that the Hon. Angus McIntosh be permitted after to-morrow to absent himself from this House during the remainder of the present Session.

On motion made and seconded, the House adjourned until to-morrow at 11 o’clock, a. m.

*Saturday, 5th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell (Speaker), James Baby, John McGill, Thos. Scott, William Dickson, John Strachan, Angus McIntosh, Joseph Wells and George H. Markland. Prayers were read.

The Committee appointed to confer with the Commons House of Assembly on the subject of the amendments made by this House in and to the Bill intituled “An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty’s reign intituled ‘An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal

the laws now in force for that purpose,' and also to extend the provisions of the said Act; and also an Act passed in the fifty-ninth year of His late Majesty's reign intituled 'An Act to repeal part of and amend the laws now in force for the laying out, amending and keeping in repair the public highways and roads in this Province,' reported that they had done so, and had informed the Committee of the Commons House of Assembly that this House would not recede from the amendments.

Pursuant to the order of the Day, the Bill intituled "An Act to amend an Act passed in the fifty-ninth year of His late Majesty's reign, and promulgated by proclamation bearing date the twenty-first day of April, in the Year of Our Lord One Thousand Eight Hundred and Twenty-one, intituled 'An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded ordered that the Bill be read a third time on Monday next.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of John Chrysler, Esq., was read a second time.

On motion made and seconded, the Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His late Majesty's reign intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province'" was re-committed.

House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and the amendments being read were ordered to be engrossed, and the Bill as amended read a third time on Monday next.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal certain parts of an Act passed in the forty-third year of the reign of His late Majesty George the Third intituled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign intituled 'An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places, and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province,' and also to establish a fund for the erection and repairing of lighthouses, and to extend the provisions of the several laws now in force regulating the collection of duties on imports into this Province," and a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to the Bill intituled "An Act to appoint trustees to the will of William Weeks, late of York, Esquire, deceased, to carry into effect the provisions thereof."

Commons House of Assembly, (Signed) LEVIUS P. SHERWOOD, Speaker.  
5th January, 1822.

The deputation having withdrawn, the said Bill and message were read, and on motion made and seconded the Bill was ordered to be read a second time on Monday next.

On motion made and seconded, it was ordered that the Hon. William Dickson be permitted to absent himself five days from Monday next.

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

*Monday, 7th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell (Speaker), James Baby, John McGill, Thos. Scott, John Strachan, Joseph Wells and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to amend an Act passed in the fifty-ninth year of His Majesty's reign, and promulgated by proclamation bearing date the twenty-first day of April, in the Year of Our Lord One Thousand Eight Hundred and Twenty-one, intituled 'An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada,'" was read a third time; and the question if it do now pass being put, was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to amend an Act passed in the thirty-fifth year of His late Majesty's reign, intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province,'" was read a third time as amended, and the question if it do now pass being put it was carried in the affirmative. Whereupon the Speaker signed the amendments, and the said Bills were by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal certain parts of an Act passed in the forty-third year of the reign of His late Majesty George the Third, intituled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, intituled 'An Act for granting to His Majesty, His Heirs and Successors, to and for the use of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places, and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province,' and also to establish a fund for the erection and repairing of lighthouses, and to extend the provisions of the several laws now in force regulating the collection of duties on imports into this Province,'" was read a second time; and the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the said report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province, passed in the fifty-seventh year of His late Majesty's reign, intituled 'An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and also to extend the provisions of the said Act, and to protect the interest of suitors in certain cases.'"

The deputation also brought up a Bill intituled "An Act to make further regulation respecting the weekly maintenance of Insolvent Debtors.

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, and delivered a message from His Excellency:

Major Hillier having withdrawn, the Message and Memorial referred to were read as follows:—

#### P. MAITLAND.

The Lieutenant Governor thinks it proper to transmit to the Honorable the Legislative Council the accompanying Memorial of the Surveyor General, and to recommend the same to the consideration of the House.

Government House, York, 7th January, 1822.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc.

The Memorial of Thomas Ridout, Surveyor General, humbly sheweth:—

That when Your Memorialists had completed the Schedules of the granted and leased lands from the 1st July, 1820, to the 1st day of July, 1821, pursuant to an Act passed in the fifty-ninth year of the reign of His late Majesty, relative to the levying and collecting the rates and assessments in this Province, and which Your Memorialist had the honor to transmit to the Government Office in September last.

It appeared to Your Memorialist, on referring to the said Act, that he was not entitled to receive for any schedule made subsequent to the said 1st day of July, 1820, more than the sum of two shillings and sixpence, in the conjecture, as Your Memorialist presumes to think, that after that period all the schedules would be supplementary.

Your Memorialist therefore respectfully begs leave to state that of the schedules made by him of grants, leases and locations between the 1st day of July, 1820; and the 1st day of July, 1821, forty-one were original ones (being the first return of as many townships) and one hundred and twenty-two supplementary schedules, as enumerated in the lists that accompanied them.

And as Your Memorialist humbly presumed it was the intention of the Legislature in framing the afore recited Act that the Surveyor General should be remunerated in the sum of twenty shillings for each and every original schedule of

a township furnished by him; and in the sum of two shillings and sixpence for each schedule truly supplementary,

He respectfully submits the foregoing to Your Excellency's consideration, and humbly requests that Your Excellency would be pleased to grant him such relief in the premises as to Your Excellency may seem meet.

And as in duty bound, Your Memorialist shall ever pray.

(Signed) THOS. RIDOUT.

York, 29th September, 1821.

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

*Tuesday, 8th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, John Strachan, Joseph Wells and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province passed in the fifty-seventh year of His late Majesty's reign, intituled 'An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and also to extend the provisions of the said Act, and to protect the interest of suitors in certain cases," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to make further regulation respecting the weekly maintenance of Insolvent Debtors" was read a second time; and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up a message and certain resolutions for the concurrence of this House.

The deputation having withdrawn, the message and resolutions were read as follows:—

Mr. Speaker,—The Commons House of Assembly transmits to the Honorable the Legislative Council certain resolutions which passed this House, and to which they respectfully ask the concurrence of the Honorable the Legislative Council.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 8th January, 1822.

Resolved,—That in relation to that part of the Joint Report respecting the financial concerns of this Province with Lower Canada which recommends that considering the magnitude and variety of the objects to which the attention of His Majesty and the British Parliament is to be called by the proposed Address; their lasting importance to the Inhabitants of this Province, and the urgent necessity of a speedy arrangement, it is highly expedient that a person of talents and respectability sufficient to solicit and represent the interests of this Province should be commissioned to present the Address at the foot of the Throne; and that to that end a Bill should be passed, authorizing the Governor to appoint a Commissioner for that purpose; and appropriating an adequate sum for the remuneration of so important a service; this House is of opinion that John B. Robinson, Esquire, His Majesty's Attorney General of this Province, and a Member of this House, from his extensive information and general knowledge of the affairs and interests of this Province, and particularly of those matters to which His Majesty's consideration is prayed by the joint Address, is well qualified to undertake the duties suggested by the said report, and that therefore his appointment would be highly gratifying to this House.

Resolved,—That it is the opinion of this House that an Address be presented to His Excellency the Lieutenant Governor, praying him to accede to the wish of this House expressed in the foregoing resolution, and assuring His Excellency that this House in doing so disclaims all desire of interfering with the appointment referred to; which by the resolution of both Houses is to rest solely with the Executive Government; and are only desirous of expressing to His Excellency their conviction that the appointment of the Attorney General, if his services in his official situation can be dispensed with, would be satisfactory to them, and beneficial to the interests of the Province.

Resolved,—That a message be sent to the Honorable the Legislative Council communicating a copy of the foregoing resolution; and requesting their concurrence therein.

A true copy from the minutes.

(Signed) G. POWELL, Clk. Leg. Assbly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the message from and resolutions of the House of Assembly. House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the resolutions; and recommended that the House should concur therein. Ordered that the report be accepted.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker: The Honorable the Legislative Council have concurred in the resolutions of the Commons House of Assembly accompanying a message received from that House this day.

(Signed) W. D. POWELL, Speaker.

Legislative Council Chamber,  
8th January, 1822.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An

Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

The several Addresses to His Majesty and the Lieutenant Governor, respecting the financial relations of this Province with Lower Canada, were read a third time, and the question if it do now pass being put upon each respectively, it was carried in the affirmative; whereupon the Speaker signed the same and they were by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to authorize the Magistrates of the Home District in General Quarter Sessions assembled to establish another market in the Town of York."

House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some further progress therein, and requested leave to sit again this day three months.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to enable persons entitled to claim lands in this Province under titles or assignments derived from the heirs, devisees or assignees of the original nominees of the Crown to obtain patents for such lands."

House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some further progress therein; and requested leave to sit again this day three months. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to confirm and make valid certain marriages heretofore contracted, and further to provide for the future solemnization of marriage within this Province."

House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some further progress therein; and requested leave to sit again this day three months. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the report of the Commissioners for the erection of a monument to the memory of the late General Brock. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee recommend that an Address be presented to His Excellency the Lieutenant Governor on the subject of the said report and message from His Excellency transmitting the same. Ordered that the report be accepted, and Messrs. Strachan and Markland were appointed a Committee to prepare the Address.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the several Joint Addresses sent down to them from the Honorable the Legislative Council this

day, and request a conference with that Honorable House for the purpose of drafting an address to His Excellency the Lieutenant Governor in pursuance of the resolutions of this House concurred in by that Honorable House on the subject of the appointment of a Commissioner to lay at the foot of the Throne the joint Address of both Houses respecting the commercial relations of this Province with Lower Canada.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
8th January, 1822.

The deputation having withdrawn, the said message was read.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Honorable the Legislative Council have agreed to a conference with the Commons House of Assembly for the purpose of draughting an Address to His Excellency the Lieutenant Governor in pursuance of the resolutions concurred in by this House on the subject of the appointment of a Commissioner to lay at the foot of the Throne the joint Address of both Houses respecting the commercial relations of this Province with Lower Canada; and have appointed a Committee of two members who will be ready to meet the Committee of the Commons House of Assembly for that purpose in the joint Committee room at ten o'clock to-morrow morning.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber,  
8th January, 1822.

And Messrs. Strachan and Markland were appointed a Committee for that purpose.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up and returned the several Addresses to His Majesty and the Lieutenant Governor respectively, respecting the financial concerns of this Province with Lower Canada, in which that House had concurred.

On motion made and seconded, the House adjourned until to-morrow at two o'clock p.m.

*Wednesday, 9th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; James Baby, John McGill, Thos. Scott, John Strachan, Joseph Wells and George H. Markland. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's reign, intituled An Act to repeal an Act passed in the first year of His Majesty's reign, intituled An Act to regulate the commercial intercourse between this Province and the United States of America by land and inland navigation, and further to regulate the trade between this Province and the United States of America by land and inland navigation," and the Bill sent down from this House intituled "An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province," to which that House had made some amendments.

The deputation having withdrawn, the Bill intituled "An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's reign, intituled 'An Act to repeal an Act passed in the first year of His Majesty's reign intituled An Act to regulate the commercial intercourse between this Province and the United States of America by land and inland navigation, and further to regulate the trade between this Province and the United States of America by land and inland navigation,'" was read a first time; and on motion made and seconded, ordered to be read a second time to-morrow.

The amendments to the Bill intituled "An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province," were read a first time.

The Committee appointed to confer with a Committee of the Commons House of Assembly, for the purpose of draughting an Address to His Excellency in pursuance of the resolutions concurred in by this House, on the subject of the appointment of a Commissioner to lay at the foot of the throne the joint Address of both Houses respecting the commercial relations of this Province with Lower Canada; reported that they had prepared a joint Address to His Excellency, which they recommended to the adoption of the House. Ordered that the report be accepted, and the Address being read the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Address into consideration, and recommended it to the adoption of the House. Ordered that the report be accepted.

Pursuant to the order of the day, the Bill intituled "An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and a certain other Act of the Parliament of this Province passed in the fifty-seventh year of His late Majesty's reign, intituled 'An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled an Act to make provision for certain Sheriffs in this Province,' and also to extend the provisions of the said Act and to protect the interest of suitors in certain cases," was read a third time, and the question if it do now pass being put, it was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to make further regulation respecting the weekly maintenance of Insolvent Debtors" was read a third time, and the question if it do now pass being put, it was carried in the affirmative; whereupon the Speaker signed the same; and the said Bills were by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

The Committee appointed to prepare an Address to His Excellency the Lieutenant Governor on the subject of the report of the Commissioners for the erection of a monument to the memory of the late Sir Isaac Brock, reported that they had done so, and now recommended the Address to the adoption of the House. Ordered that the report be accepted, and on the motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Address into consideration, and recommended it to the adoption of the House. Ordered that the report be accepted.

The Address being read, on motion made and seconded, it was recommitted.

House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had reconsidered the Address, and had made some amendments thereto; which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the amendments were read and adopted; and the Address as amended, ordered to be engrossed and read a third time this day.

Pursuant to order, the Address was read a third time, and the question if it do now pass being put, was carried in the affirmative; whereupon the Speaker signed the same, and Mr. Wells was appointed to wait upon His Excellency to know when he would be pleased to receive the same, and to present it.

Pursuant to the order of the day, the Bill intituled "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston" was read a second time.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into consideration the amendments made by the Commons House of Assembly in and to the Bill intituled "An Act to repeal part of and to amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province." House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said amendments into consideration; had made some progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the whole, to take into further consideration the Bill intituled "An Act for the relief of John Chrysler, Esquire." House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into consideration the Bill intituled "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Honorable the Legislative Council have appointed a Committee of two members to wait upon His Excellency the Lieutenant Governor, to know when His Excellency will be pleased to receive the joint Address of both Houses to His Majesty and to himself, respecting the financial relations of this Province with Lower Canada.

Legislative Council Chamber,  
9th January, 1822.

(Signed) W. DUMMER POWELL, Speaker.

Messrs. Baby and Strachan were appointed a Committee for that purpose.

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

*Thursday, 10th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, John Strachan, Joseph Wells and George H. Markland. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker: The Commons House of Assembly has appointed a Committee to wait upon His Excellency the Lieutenant Governor with the Committee of the Honorable the Legislative Council, to know when His Excellency will be pleased to receive the joint Address of both Houses to His Majesty and the joint Address of both Houses to His Excellency, respecting our financial concerns with Lower Canada.

Commons House of Assembly,  
10th January, 1822.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation also brought up for the concurrence of this House the Bill intituled "An Act to render ineligible to a seat in the Commons House of Assembly of this Province certain descriptions of persons therein mentioned," and also a Bill intituled "An Act for granting to His Majesty, His Heirs and Successors a Revenue in aid of the fund established for the erection and repairing of lighthouses, and to relieve the coasting vessels of His Majesty's subjects from charges on entering and clearing out of the Ports within this Province."

The deputation having withdrawn, the said message and Bills were read, and on motion made and seconded the said Bills were ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of John Chrysler, Esq.," was read a third time, and the question if it do now pass being put was carried in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's reign, intituled an Act to repeal an Act passed in the first year of His Majesty's reign, intituled An Act to regulate the commercial intercourse between this Province and the United States of America by land and inland navigation, and further to regulate the trade between this Province and the United States of America by land and inland navigation," was read a second time and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the amendments to the Bill intituled "An Act to repeal part of and amend the laws now in force respecting His Majesty's Court of Kings Bench in this Province," were recommitted. House in Committee, Mr. McGill in the chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the amendments into consideration; had made some progress therein, and requested leave to sit again this day. Ordered that the report be accepted.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the amendments made by the Commons House of Assembly in and to the Bill intituled "An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province." House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said amendments, and recommended them to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded the Bill as amended was read.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

Mr. Speaker,—The Honorable the Legislative Council have concurred in the amendments made by the Commons House of Assembly in and to the Bill intituled "An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province."

(Signed) W. D. POWELL, Speaker.

Legislative Council Chamber, 10th January, 1822.

Mr. Wells, who was appointed to wait upon His Excellency the Lieutenant Governor, to know when he would be pleased to receive the Address of this House relative to the report of the Commissioners for erecting a monument to the memory of the late Sir Isaac Brock, reported that he had done so; and His Excellency being then ready to receive it, the Address was presented to him as follows.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's forces therein; &c., &c., &c.

May it please Your Excellency:—The Legislative Council in conformity with the wish of Your Excellency have taken into consideration the propriety of adopting the mode referred to in the report of the Commissioners appointed to erect a monument in commemoration of the eminent services of the late Sir Isaac Brock; and beg leave to assure Your Excellency of their ready acquiescence in such measures as Your Excellency may deem expedient to sanction, upon the consideration of the report of the Commissioners, for effecting so desirable an object.

Legislative Council Chamber,  
9th January, 1822.

(Signed) WM. DUMMER POWELL, Speaker.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the Joint Address to His Majesty and the Addresses to himself respecting the financial relations of this Province with Lower Canada, reported that they had done so; and His Excellency had been pleased to appoint eleven o'clock to-morrow for that purpose.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act to prohibit the sale of Spirituous Liquors to Indians within the organized counties or townships of this Province." The deputation having withdrawn, the Bill was read a first time; and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up and delivered at the bar of this House a message in the following words:

Mr. Speaker:—The Commons House of Assembly has concurred in the joint Address to His Excellency the Lieutenant Governor, as reported by the Joint Committee upon the subject of the appointment of a Commissioner to lay at the foot of the Throne the Joint Address of both Houses to His Majesty, respecting the financial relations of this Province with Lower Canada.

Commons House of Assembly, (Signed) LEVIUS P. STERWOOD, Speaker.  
10th January, 1822.

The deputation having withdrawn, the message was read.

On motion made and seconded, the Address to His Excellency the Lieutenant Governor on the subject of the appointment of a Commissioner to lay at the foot of the Throne the Joint Address of both Houses to His Majesty respecting the financial relations of this Province with Lower Canada, was read a third time; and the question if it do now pass being put was carried in the affirmative. Whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down to the Commons House of Assembly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to repeal certain parts of an Act passed in the forty-third year of the reign of His late Majesty George the Third, intituled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, intituled An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this country from the United States of America as are now charged on goods and merchandise imported from Great Britain and other places, and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of lighthouses,' and to extend the provisions of the several laws now in force regulating the collection of duties on imports into this Province."

House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, had made some further progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock, a.m.

*Friday, 11th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. W. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, John Strachan, Joseph Wells and George H. Markland. Prayers were read.

At eleven o'clock, the Speaker, Members and Officers of this House proceeded with the Speaker, Members, and Officers of the Commons House of Assembly to the Government House, to present the Joint Addresses to His Excellency the Lieutenant Governor, which are as follows:

To the King's Most Excellent Majesty:—

Most Gracious Sovereign:—We, Your Majesty's dutiful and loyal subjects, the Legislative Council and Commons of Upper Canada in Provincial Parliament assembled, humbly approach Your Majesty with our respectful representation.

That when your August Father announced to His Imperial Parliament his gracious intention to divide his Province of Quebec into two distinct Provinces, to comprehend all that territory acquired by conquest under the name of Canada, the Parliament, sensible of the Royal will to secure equally to his old and new subjects respectively the full enjoyment of their religions, Laws and Language, did in its wisdom provide for such security a constitution common to both the future Provinces. In granting to the Provinces respectively a legislative power quite adequate to their wants and prosperity so much was only reserved as was necessary to protect religion, the prerogative and commerce from the irregular interposition of either.

The local situation of Upper Canada singular amongst the numerous colonies and possessions of the United Kingdom, leaves her no approach to the ocean but through the Port of Quebec, the Capital of Lower Canada.

The regulation of that port and the control of imports into and exports from it naturally belong to the National Legislature, and was retained in the constitutional charter granted by Parliament.

A legislative authority in matters of trade has, however, been hitherto allowed with such liberal indulgence to the Colonists that the respective Provincial Legislatures have been permitted to adopt in that respect such course as they could agree upon not being adverse to the national laws.

During more than twenty years the most perfect harmony subsisted between the Provinces on the subject of Revenue from the receipt of Customs at the Port of Quebec; and this harmony was sustained by occasional consultation and agreement.

By the last Provisional Agreement between the two Provinces, in 1817, Upper Canada was entitled to receive one-fifth of the duties levied at the Port of Quebec; exclusive of the expense of collection; but the term was limited to the 1st day of July, 1819; and no provision was made for the payment of this proportion in the event of the annual Legislative Session of Lower Canada being interrupted.

This event occurred, and the adjusted revenue of this Province was withheld for a part of the period agreed to and from the same cause all proceedings towards the renewal of any agreement were postponed until the last year.

Large arrearages are moreover due to this Province under the express terms of agreements ratified by both branches of the Legislature, for which applications have for several years past been made to the Province of Lower Canada without success.

The difficulties experienced by this Province from the detention of its revenue impelled us during our last session earnestly to implore the interposition of Your Majesty but a sufficient time has not elapsed to permit of our receiving a signification of Your Royal pleasure.

Since our prayer was addressed to Your Majesty's Commissioners on the part of both Provinces have been named as usual, and have met during the last summer, but could not agree upon any reasonable terms of accommodation for the future.

In the meantime, this Province is without revenue from its principal source, the duties on foreign imports, and our internal revenue being altogether inadequate even to the ordinary and necessary charges of the Public Service, the Executive Government is embarrassed, the public creditors are delayed, all means of advancing works of general utility withheld, and it has at last become necessary to borrow on the credit of the Province a sum which the receipt of this revenue only can enable it to redeem, in order to pay the pensions which Upper Canada has extended out of her limited means to those who were wounded in maintaining the cause of Your Majesty's Empire in a National War.

Under these circumstances of accumulating difficulties we feel it to be the first duty we owe to Your Majesty's subjects in this Province to unite again in an humble and earnest appeal to Your Majesty; and in the beginning of this Session resolutions were entered into and a Joint Committee of both Houses was formed for the express purpose of taking into consideration the present situation of this Province in regard to its financial relations with Your Majesty's Province of Lower Canada. That Committee have agreed to a report which with the resolutions it refers to we humbly beg leave to lay before Your Majesty.

Our Humble petition, May it please Your Majesty, now is that Your Majesty would be graciously pleased to recommend to Your Imperial Parliament to assume the entire and exclusive control of all imports and exports in and from the Port of Quebec, or to make such other enactments for securing to each Province its rights as Your Majesty by the advice of your Imperial Parliament shall deem expedient.

That it would make provision for ascertaining and securing the payment to Upper Canada of such arrearages as are due from the Lower Province under the terms of agreements formally ratified.

We beg leave to renew our humble assurances of our entire devotion to Your Majesty's person and Government, and to express our perfect confidence in the wisdom and justice of the Imperial Parliament to provide us at the gracious recommendation of Your Majesty a just remedy for the past, and to secure to us the enjoyment of our future rights.

Legislative Council Chamber, 8th January, 1822.

(Signed) WM. DUMMER POWELL, Speaker.

Commons House of Assembly, 8th January, 1822.

(Signed) LEVIUS P. SHERWOOD, Speaker.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General commanding His Majesty's forces therein, &c., &c., &c.

May it please Your Excellency,—The Legislative Council and House of Assembly in Provincial Parliament assembled have concurred in a report with certain documents annexed thereto and agreed on a Joint Address to His Majesty, praying that Our Most Gracious Sovereign, in consideration of the difficulties which have occurred in adjusting our financial relations with Lower Canada, would be

pleased to recommend to the Imperial Parliament to adopt such measures for ascertaining and confirming our just claims as they in their wisdom may devise.

They therefore intreat that Your Excellency will be pleased to cause their Address to His Majesty, Report and proceedings to be laid at the foot of the Throne.

Legislative Council Chamber, 8th January, 1822.

(Signed) W. D. POWELL, Speaker.

Commons House of Assembly, 8th January, 1822.

(Signed) LEVIUS P. SHERWOOD, Speaker.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, &c., &c., &c.

May it please Your Excellency,—The Legislative Council and House of Assembly in Provincial Parliament assembled have concurred in a report and in an Address to His Majesty respecting our financial relations with the Province of Lower Canada, and as matters stated in the Report and also the prayer of the Address relate to the Acts, and may affect the interest of that Province, we herewith lay before Your Excellency a copy of the same, and humbly pray Your Excellency to take the earliest opportunity of transmitting them to the Governor of Lower Canada for the information of the Legislature of that Province.

Legislative Council Chamber, 8th January, 1822.

(Signed) W. D. POWELL, Speaker.

Commons House of Assembly, 8th January, 1822.

(Signed) LEVIUS P. SHERWOOD, Speaker.

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

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

You may rest assured that no step shall be omitted on my part to ensure the possibility that your Joint Address to His Majesty, and the Report and other documents accompanying it, may be submitted to the gracious consideration of your Sovereign at the earliest occasion.

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: I shall have great pleasure in giving effect to a measure so candid and honorable as that which you have proposed, by transmitting to the Governor of Lower Canada for the information of the Legislature of that Province a copy of your report and of your Joint Address to His Majesty.

The Speaker, Members and Officers having returned to the Council Chamber, the House formed.

The Speaker informed the House that he had a copy of His Excellency's answers to the several addresses to himself; which he read, and they were again read by the Clerk.

Pursuant to the order of the day, the Bill intituled "An Act to render ineligible to a seat in the Commons House of Assembly of this Province certain descriptions of persons therein mentioned," was read a second time, and the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, and requested that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and a message in the following words being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill sent up from that House, intituled “An Act to render ineligible to a seat in the Commons House of Assembly of this Province certain descriptions of persons therein mentioned.”

The Legislative Council have appointed for that purpose a Committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at ten o'clock this day.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 11th January, 1822.

And Messrs. Strachan and Markland were appointed a Committee for that purpose.

Pursuant to the order of the day, the Bill intituled “An Act for granting to His Majesty, His Heirs and Successors a revenue in aid of the fund established for the erection and repairing of Lighthouses, and to relieve the coasting vessels of His Majesty’s Subjects from Port ———, charges on entering and clearing out of the Ports of this Province,” was read a second time; and the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some progress therein; and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and returned the Joint Address to His Excellency the Lieutenant Governor, on the subject of the appointment of a Commissioner to lay at the foot of the Throne the Joint Address of both Houses to His Majesty, respecting the financial relations of this Province with Lower Canada; in which that House had concurred.

A message in the following words, being signed by the Speaker; was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Honorable the Legislative Council has appointed two of its members to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive the Joint Address of both Houses upon the subject of the appointment of a Commissioner to lay at the foot of the Throne the Joint Address of both Houses to His Majesty respecting the financial relations of this Province with Lower Canada.

(Signed) W. D. POWELL, Speaker.

Legislative Council Chamber, 11th January, 1822.

Messrs. Wells and Markland were appointed a Committee for that purpose.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill intituled “An Act to render ineligible to a seat in the Commons House of Assembly of this Province certain descriptions of persons therein mentioned,” reported that they had done so.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to render ineligible to a seat in the Commons House of Assembly of this Province, certain descriptions of persons therein mentioned." House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration, and had made some amendments thereto; which they recommended to the adoption of the House. Ordered that the report be accepted.

The amendments were read, and on motion made and seconded ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to prohibit the sale of Spirituous Liquors to Indians within the organized counties or townships within this Province," was read a second time; and the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the amendments were read, and ordered to be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to incorporate certain persons under the style and title of the President, Directors and Company of the Bank of Kingston." House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some further progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to repeal certain parts of an Act passed in the forty-third year of the reign of His late Majesty George the Third, intituled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, intituled an Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now charged on goods and merchandise imported from Great Britain and other places, and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province,' and also to establish a fund for the erection and repairing of lighthouses, and to extend the provisions of the several laws now in force regulating the collection of duties on imports into this Province." House in Committee, Mr. Wells in the Chair.

The Chairman reported that the Committee had taken the Bill into further consideration; had made some further progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock, a.m.

*Saturday, 12th January, 1822.*

The House met pursuant to adjournment. Present: The Hon. Wm. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, John Strachan, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to render ineligible to a seat in the Commons House of Assembly of this Province certain descriptions of persons therein mentioned," was read a third time as amended, and the question if it do now pass being put was carried in the affirmative. Whereupon the Speaker signed the amendments, and they were, with the Bill, carried down by the Master in Chancery to the Commons House of Assembly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to prohibit the sale of spirituous liquors to Indians, within the organized counties or townships of this Province." House in Committee, Mr: Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration, and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time this day.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act to repeal certain parts of an Act passed in the forty-third year of the reign of His late Majesty George the Third, intituled 'An Act, to explain and amend an Act passed in the forty-first year of His Majesty's reign, intituled An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places; and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province,' and also to establish a fund for the erection and repairing of lighthouses; and to extend the provisions of the several laws now in force regulating the collection of duties on imports into this Province."

House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration, and had made some amendments thereto; which they recommended to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time on Monday next.

The Committee appointed to wait upon His Excellency the Lieutenant Governor, to know when he would be pleased to receive the Joint Address respecting the appointment of a Commissioner to lay at the foot of the Throne the Joint Address of both Houses to His Majesty respecting the financial relations of this Province and Lower Canada, reported that they had done so; and that His Excellency had appointed Monday next at twelve o'clock for that purpose.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's

reign, intituled 'An Act to repeal an Act passed in the first year of His Majesty's reign, intituled "An Act to regulate the commercial intercourse between this Province and the United States of America, by land and inland navigation, and further to regulate the trade between this Province and the United States of America by land and inland navigation."'"

House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; had made some further progress therein, and requested leave to sit again this day three months. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, ordered that the House do resolve itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act to provide for the appointment of Guardians;" on this day three months.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to the Bill intituled, "An Act to render ineligible to a seat in the Commons House of Assembly of this Province certain descriptions of persons therein mentioned."

Commons House of Assembly,

12th January, 1822.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation having withdrawn, the said message was read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act for the relief of Peter Miller." The deputation having withdrawn, the said Bill was read a first time.

On motion made and seconded, the House adjourned until Monday next, at 12 o'clock.

*Monday, 14th January, 1822.*

The House met pursuant to adjournment.

Present: The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, John Strachan, Joseph Wells, Duncan Cameron and George H. Markland.

Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Joint Address of Both Houses, respecting the appointment of a Commissioner to lay at the foot of the Throne the Joint Address of both Houses respecting the financial relations of this Province with Lower Canada, reported that they had presented the same as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc.

May it please Your Excellency: The Legislative Council and House of Assembly, while concurring in a report and in an Address to our Gracious Sovereign on the subject of our financial relations with Lower Canada, have also united in a desire that on an occasion of such vast importance to the interests of this Province,

some person of talent and consideration may be appointed to lay their Address at the foot of the Throne.

The Legislative Council and House of Assembly, while they disclaim all desire of interfering with an appointment which by their joint resolution rests solely with Your Excellency, and upon the fullest confidence in Your Excellency's wisdom to select a person duly qualified for this important mission, on considering the magnitude of the object, have agreed in opinion from their experience of the extensive information of His Majesty's Attorney General on the affairs of this Province, that the duties suggested by the report will be fulfilled by him in a manner most conducive to the attainment of the important end which they have in view.

Legislative Council Chamber,

9th January, 1822.

(Signed) WM. DUMMER POWELL, Speaker.

Commons House of Assembly,

10th January, 1822.

(Signed) LEVIUS P. SHERWOOD, Speaker.

To which His Excellency had been pleased to make the following reply:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: As I entirely concur with you in opinion that from the extensive information of His Majesty's Attorney General on the affairs of this Province, the duties suggested by your report will be fulfilled by him in a manner most conducive to the attainment of the important end which you have in view, I am happy on an occasion of so much interest to the country to be enabled to accede to the wish expressed in your address.

Pursuant to the order of the day, the Bill intituled, "An Act to prohibit the sale of spirituous liquors to Indians within the organized counties or townships of this Province," was read a third time as amended, and the question if it do now pass being put was carried in the affirmative; whereupon the Speaker signed the same; and it was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, the Bill intituled "An Act to repeal certain parts of an Act passed in the forty-third year of the reign of His late Majesty George the Third, intituled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, intituled An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now charged on goods and merchandise imported from Great Britain and other places; and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of lighthouses,' and to extend the provisions of the several laws now in force regulating the collection of duties on imports into this Province," was recommitted.

House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further amendments to the Bill, which they recommended to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time this day.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to authorize the appointment of a Commissioner for the purposes therein mentioned."

The deputation having withdrawn, the Bill was read a first time; and on motion made and seconded, ordered that the 44th rule of this House be dispensed with; and the Bill read a second time this day.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to authorize His Majesty's Justices of the Peace for the Midland District, to obtain by loan a sum of money for the purpose of erecting a Gaol and Court House in the Town of Kingston."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time this day.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to repeal part of and amend the laws now in force for the raising and training the Militia of this Province."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time this day.

Pursuant to order, the Bill intituled, "An Act to authorize His Majesty's Justices of the Peace for the Midland District to obtain by loan a sum of money for the purpose of erecting a Gaol and Court House in the Town of Kingston," was read a second time, and the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

Pursuant to order, the Bill intituled, "An Act to authorize the appointment of a Commissioner for the purposes therein mentioned," was read a second time; and the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

Pursuant to order, the Bill intituled "An Act to repeal certain parts of an Act passed in the forty-third year of his late Majesty King George the Third, intituled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, intituled an Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places; and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province,' and also to establish a fund for the erection and repairing of lighthouses,' and to extend the provisions of the several laws now in force regulating the collection of

duties on imports into this Province," was read a third time as amended; and the question if it do now pass being put, it was carried in the affirmative.

Whereupon the Speaker signed the amendments, and they were, with the Bill, carried down by the Master-in-Chancery to the House of Assembly.

Pursuant to order, the Bill intituled, "An Act to repeal part of and to amend the laws now in force for the raising and training the Militia of this Province," was read a second time; and the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, had made some progress therein, and requested leave to sit again this day. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until seven o'clock, p.m. The House formed, and,

On motion made and seconded, resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act to repeal part of and amend the laws now in force for the raising and training the Militia of this Province."

House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration; had made some further progress therein, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal the laws now in force making provision for the office of Adjutant General of Militia of this Province, and to make more adequate provision for the said Office."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to alter the name of the Town of York to that of Toronto."

The deputation having withdrawn, the Bill was read a first time.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act granting to His Majesty a sum of money for the purpose of purchasing and erecting machinery within this Province to prepare hemp for exportation."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to enable persons who have preferred claims to or out of certain forfeited estates in this Province to withdraw the same.

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock, a.m.

*Tuesday, 15th January, 1822.*

The House met pursuant to adjournment.

Present: The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, John Strachan, Joseph Wells, Duncan Cameron and George H. Markland.

Prayers were read.

The Speaker informed the House he had received a letter from the Attorney General. On motion made and seconded, the letter was read as follows:—

York, January 24th, 1822.

Sir:—His Excellency the Lieutenant Governor having been pleased to accede to the wish of the Legislative Council and House of Assembly, expressed in their joint address, in which they have done me the honor to recommend me to His Excellency as the person whose appointment to the Office of Commissioner for presenting to His Majesty the Joint Address and Report respecting the commercial relations between Upper and Lower Canada, would in their opinion be most conducive to the interests of this Province: I should not do justice to my own feelings if I delayed any longer to express the high value I place upon this expression of confidence of the two Branches of the Legislature, which has received the further sanction of His Excellency the Lieutenant Governor, and to declare at the same time that I have too just a sense of the responsibility of the duties which the appointment must impose upon me to be in any manner desirous of engaging in them.

It would ill become me, however, as a Servant of His Majesty, or an Inhabitant of this Province, to hesitate from reasons of personal interest or convenience to decline any Public Duty, however arduous, which His Excellency the Lieutenant Governor may choose to confide in me; and in the present instance I cannot but feel that the manner in which I am called upon diminishes the weight of a responsibility which no consideration could induce me to solicit.

I have the Honor to be, Sir,

Your most obedient humble servant,

(Signed) JNO. B. ROBINSON.

Pursuant to the order of the day, the Bill intituled, "An Act to authorize the appointment of a Commissioner for the purposes therein mentioned," was read a third time; and after the Speaker had informed the House of his dissent to the Bill the question if it do now pass was put and carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled, "An Act to authorize His Majesty's Justices of the Peace for the Midland District to obtain by loan a sum of money for the purpose of erecting a Gaol and Court House in the Town of Kingston," was read a third time; and the question if it do now pass being put was carried in the affirmative.

Whereupon the Speaker signed the same, and the Bills were by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to authorize the Surveyor General of this Province to receive the like sum for

all original schedules of new townships furnished or to be furnished since the first day of July, one thousand eight hundred and twenty as he is authorized to receive by law for such schedule furnished before that period," and a Bill intituled;

"An Act granting to His Majesty a sum of money to provide for the appointment of a Commissioner for the purposes therein mentioned," and also a Bill intituled;

"An Act granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of Justice and support of the Civil Government of this Province."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered that the 44th rule of this House be dispensed with during the remainder of the present Session, and the Bills read a second time this day.

Pursuant to the order of the day, the Bill intituled, "An Act to repeal part of and to amend the laws now in force for the raising and training the Militia of this Province," was recommitted.

House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration; and requested leave to sit again this day. Ordered that the report be accepted, and leave given accordingly.

Pursuant to order, the Bill intituled, "An Act to repeal the laws now in force for making provision for the office of Adjutant General of the Militia of this Province, and to make more adequate provision for the said office," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be read a third time this day.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act requiring the publication of the expenditure of moneys raised under any law establishing a Police in any town or towns in this Province."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time this day.

Pursuant to the order of the day, the Bill intituled, "An Act granting to His Majesty a sum of money, for the purpose of erecting machinery within this Province to prepare hemp for exportation," was read a second time, and the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time this day.

Pursuant to the order of the day, the Bill intituled, "An Act to enable persons who have preferred claims to or out of certain forfeited estates in this Province to withdraw the same," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, and recommended it to the adoption of the House. Ordered that the report be accepted; and on motion made and seconded, the Bill was ordered to be read a third time this day.

Pursuant to the order of the day, the Bill intituled, "An Act to authorize the Surveyor General of this Province to receive the like sum for all original schedules of new townships furnished or to be furnished from the first day of July one thousand eight hundred and twenty, as he is authorized to receive by law for such schedules furnished before that period," was read a second time; and the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, it was ordered that the Bill be read a third time this day.

Pursuant to the order of the day, the Bill intituled, "An Act granting to His Majesty a sum of money to provide for the appointment of a Commissioner for the purposes therein mentioned," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and, on motion made and seconded, that the Bill be read a third time this day.

Pursuant to the order of the day, the Bill intituled, "An Act granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of Justice and support of the Civil Government of this Province," was read a second time and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and, on motion made and seconded, that the Bill be read a third time this day.

Pursuant to the order of the day, the Bill intituled, "An Act requiring the publication of the expenditure of moneys raised under any law establishing a Police in any town or towns in this Province," was read a second time, and the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time this day.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled, "An Act for the relief of Peter Miller." House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

On motion made and seconded, the Bill intituled, "An Act to alter the name of the town of York to that of Toronto," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, and had made some progress therein. Ordered that the report be accepted.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled, "An Act to repeal part of and to amend the laws now in force for the raising and training the Militia of this Province." House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until seven o'clock, p.m. The House formed.

Pursuant to the order of the day, the Bill intituled, "An Act granting to His Majesty a sum of money to provide for the appointment of a Commissioner for the purposes therein mentioned," was read a third time; and after the Speaker informed the House that he dissented to the Bill, the question if it do now pass being put was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled, "An Act granting to His Majesty a sum of money for the purpose of purchasing and erecting machinery within this Province to prepare hemp for exportation," was read a third time; and the question if it do now pass being put, was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled, "An Act to enable persons who have preferred claims to or out of forfeited estates in this Province to withdraw the same," was read a third time, and the question if it do now pass being put was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled, "An Act to authorize the Surveyor General of this Province to receive the like sum for all original schedules of new townships furnished or to be furnished since the first day of July one thousand eight hundred and twenty, as he is authorized to receive by law for such schedules furnished before that period," was read a third time, and the question if it do now pass being put, was carried in the affirmative, whereupon the Speaker signed the same.

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock.

*Wednesday, 16th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, Thomas Scott, John Strachan, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of Peter Miller" was read a third time; and the question if it do now pass being put, was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded, ordered that what remains of the order of the day be discharged; and the House do now resolve itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of Justice and Support of the Civil Government of this Province." House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into further consideration; had made some further progress therein, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and Messrs. Baby, McGill and Strachan were appointed a Committee for that purpose.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the last clause of the Bill sent up from that House, intituled "An Act granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of Justice and the support of the Civil Government of this Province."

The Legislative Council have appointed a Committee of three of its members, who will be ready to meet the Committee of the Commons House of Assembly for that purpose in the Joint Committee Room.

(Signed) WM. D. POWELL, Speaker.

Legislative Council Chamber,  
16th January, 1822.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act requiring the publication of the Expenditure of moneys raised under any law establishing a Police in any town or towns in this Province." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time this day.

The Committee of Conference delivered the following report:

Your Committee of Conference met the Committee from the House of Assembly, and stated that this Honorable House required an elucidation of the last clause of the Bill intituled, "An Act granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of Justice and support of the Civil Government of this Province," and the reason why an alteration appeared in that clause, different from the similar clause in the Bill of supply for last year.

The Conferees from the Assembly stated that they would report the communication to their House.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to repeal part of and amend the laws now in force for the raising and training the Militia of this Province." House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the amendments were ordered to be read a third time this day.

Pursuant to order, the Bill intituled "An Act requiring the publication of the expenditure of moneys raised under any law establishing a Police in any town or towns in this Province" was read a third time; and the question if it do now pass being put, was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled, "An Act to repeal part of and amend the laws now in force for the raising and training the Militia of this Province," was read a third time as amended; and after Mr. Baby had declared his dissent to the Bill, the question was put if it do now pass, and carried in the affirmative. Whereupon the Speaker signed the amendments, and the Bills were by the Master-in-Chancery carried down to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to grant to His Majesty a certain sum of money for the purposes therein mentioned."

The deputation having withdrawn, the Bill was read a first time; and on motion made and seconded, ordered to be read a second time this day.

On motion made and seconded, the House adjourned until seven o'clock p.m. The House formed.

Pursuant to the order of the day, the Bill intituled "An Act to grant to His Majesty a certain sum of money for the purposes therein mentioned," was read a second time, and the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was read a third time, and the question being put if it do now pass, was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker: The Commons House of Assembly has concurred in the amendments made by the Honorable the Legislative Council in and to the Bill intituled, "An Act to repeal part of and to amend the laws now in force for the raising and training the Militia of this Province."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
16th January, 1822.

Mr. Strachan gave notice that at an early day of the next Session of Parliament he would prepare certain resolutions for the consideration of this Honorable House to prevent such an undue accumulation of business at the termination of the Session of Parliament as has occurred at the close of the present Session.

On motion made and seconded, the House adjourned until to-morrow at one o'clock p.m.

*Thursday, 17th January, 1822.*

The House met pursuant to adjournment. Present: The Hons. Wm. D. Powell, Speaker; James Baby, John McGill, Thos. Scott, John Strachan, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

At two o'clock His Excellency the Lieutenant Governor being come to the House and seated on the Throne, the Gentleman Usher of the Black Rod was ordered to direct the immediate attendance of the Speaker and House of Assembly at the Bar of this House; and they being come thereto, His Excellency was pleased in His Majesty's name to assent to the following Bills:

1. An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province.

2. An Act to repeal part of and to amend an Act passed in the thirty-seventh year of His late Majesty's reign, intituled "An Act for the better regulating the practice of the law," and to extend the provisions of the same.

3. An Act to repeal an Act passed in the fifty-sixth year of His late Majesty's reign, intituled "An Act for granting to His Majesty a sum of money to provide for the appointment of a Provincial Agent of this Province."

4. An Act to establish a market in the Town of Perth, in the County of Carleton.

5. An Act for assigning limits to the respective gaols within this Province.

6. An Act to reduce into one Act the several laws now in force establishing District Courts, and regulating the practice thereof; and also to extend the powers of the said District Courts.

7. An Act to repeal in part a certain part of an Act passed in the forty-third year of His late Majesty's reign, intituled "An Act to extend the provisions of an Act passed in the thirty-fourth year of His Majesty's reign, intituled 'An Act to restrain the custom of permitting horned cattle, horses, sheep and swine to run at large,' and further to enable the Magistrates in their respective Districts in this Province, in General Quarter Sessions assembled; to make such rules and regulations as may restrain swine running at large in the respective towns in this Province where a Police is or may hereafter be established by law.

8. An Act to appoint trustees to the will of William Weeks, late of York, Esquire, deceased, to carry into effect the provisions thereof.

9. An Act to establish the division line between the second and third concessions of the Township of Osnabruck in the Eastern District.

10. An Act to amend an Act passed in the fifty-ninth year of His late Majesty's reign, and promulgated by proclamation bearing date the twenty-first day of April, in the year of our Lord one thousand eight hundred and twenty-one, intituled "An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada."

11. An Act to make further regulation respecting the weekly maintenance of Insolvent Debtors.

12. An Act to render ineligible to a seat in the Commons House of Assembly of this Province certain descriptions of persons therein mentioned.

13. An Act to authorize the appointment of a Commissioner for the purposes therein mentioned.

14. An Act to authorize His Majesty's Justices of the Peace for the Midland District to obtain by loan a sum of money for the purpose of erecting a Gaol and Courthouse in the Town of Kingston.

15. An Act to repeal part of and to amend the laws now in force for the raising and training the Militia of this Province.

16. An Act to enable persons who have preferred claims to or out of certain forfeited estates in this Province to withdraw the same.

17. An Act requiring the publication of the expenditure of moneys raised under any law establishing a Police in any town or towns in this Province.

18. An Act to make good certain moneys issued and advanced by His Excellency the Lieutenant Governor, in pursuance of an Address of the House of Assembly.

19. An Act to remunerate the Commissioners appointed to treat on behalf of this Province with the Commissioners of Lower Canada on the subject of our Commercial Relations with that Province.

20. An Act for the relief of John White.

21. An Act for the relief of John Chrysler, Esquire.

22. An Act to continue an Act passed in the forty-sixth year of His late Majesty's reign, intituled "An Act to make provision for certain Sheriffs in this Province," and a certain other Act of the Parliament of this Province passed in the fifty-seventh year of His late Majesty's reign, intituled, "An Act further to continue an Act passed in the forty-sixth year of His Majesty's reign, intituled 'An Act to make provision for certain Sheriffs in this Province,' and also to extend the provisions of the said Act, and to Protect the interest of suitors in certain cases."

23. An Act for the relief of Peter Miller.

24. An Act granting to His Majesty a sum of money for the purpose of purchasing and erecting machinery within this Province to prepare hemp for exportation.

25. An Act to authorize the Surveyor General of this Province to receive the like sum for all original schedules of new townships furnished or to be furnished since the first day of July, one thousand eight hundred and twenty, as he is authorized to receive by law for such schedules furnished before that period.

26. An Act granting to His Majesty a sum of money to provide for the appointment of a Commissioner for the purposes therein mentioned.

27. An Act to grant to His Majesty a certain sum of money for the purposes therein mentioned.

His Excellency was pleased to reserve the following Bills for the signification of His Majesty's pleasure thereon:

1. An Act to repeal the laws now in force granting poundage to the Receiver General of this Province, and to provide a salary for that Officer in lieu of such poundage.

An Act to repeal the laws now in force making provision for the Office of Adjutant General of Militia of this Province, and to make more adequate provision for the said Office.

After which His Excellency was pleased to address the Houses of the Provincial Legislature in the following words:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: I cannot release you from your present attendance in Parliament without expressing my regret that the urgency of the public business has compelled me, notwithstanding your exertions, to continue this Session through a period of the year not usually occupied by the sitting of the Legislature.

The manifold mischiefs which threatened the Province in consequence of the suspension of receipt, which by the failure of an arrangement with the Sister Colony had been occasioned in the most important branch of our Revenue induced me at the opening of the Session to recommend this matter in an especial manner to your consideration; and I could not fail to observe with satisfaction that in your several proceedings which have been directed to the removal of this most important evil, you have manifested as well your regard to temper and moderation as to the expectations and proper interests of the country.

Gentlemen of the House of Assembly: I thank you in the name of His Majesty for the vote of supply which you have passed in aid of the funds for the support of the Civil Government.

The diligent and accurate investigation which you have doubtless applied to all matters connected with the public disbursements for that series of years, of which, in compliance with your Address, I caused the detailed accounts to be prepared and laid before you must, I trust, have made you fully sensible that although a proportionable addition in the duties of the Executive has necessarily kept pace with the extensive increase of population and organized territory that has so rapidly taken place within the period to which you have referred; yet the annual demand upon the revenue, except in some few and trivial instances, the receipt for which was manifest, has experienced no augmentation, while it has upon the whole been very considerably diminished. It is my anxious wish to keep the public expenditure within the most reasonable bounds; but I am sure you cannot but agree with me that to withdraw from the ordinary departments of the Public Service the means necessary to render them effective, or to deprive the Servants of His Majesty of their fair and long established remuneration, would be an economy neither profitable nor just.

Honorable Gentlemen and Gentlemen: The enactments you have made for securing the Province from foreign influence by disqualifying certain descriptions of persons from holding a seat in the House of Assembly; for improving the system and regulating the practice of the Courts of Justice; and for rendering the Militia more effective, are all measures important in their nature; and I have no doubt that experience will justify the expectations with which you framed them. That friendly intercourse between the two Houses of Parliament, by means of which the united result of some of your most useful labours has been preserved to benefit your country, must have convinced you in the most satisfactory manner how necessary is the prevalence of that spirit of harmony and good understanding to do full justice to the public service.

On my part, I shall always continue to be animated by a sincere desire to cultivate by all open and constitutional means a perfect confidence between me and the other branches of the Legislature, not only as a matter congenial with my own disposition, but as necessary for promoting to the utmost extent the true interests of the people, the most prominent of the duties prescribed to me by the gracious injunctions of my Sovereign.

The Honorable the Speaker of the Legislative Council then said:

It is His Excellency the Lieutenant Governor's will and pleasure that this Provincial Parliament be prorogued to to be then here holden; and this Provincial Parliament is prorogued accordingly.

I certify the foregoing to be a correct transcript of the Minutes of the Proceedings of the Legislative Council, in the second Session of the eighth Provincial Parliament of Upper Canada.

(Signed) JNO. POWELL,  
C. L. C.

Certified to be true copies from the records in the Colonial Office.

GEO. MAYER,  
Librarian and Keeper of the Records.

Colonial Office, Downing Street,  
25th February, 1858.

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**JOURNAL AND PROCEEDINGS**  
**OF THE**  
**LEGISLATIVE COUNCIL**

**OF THE PROVINCE OF**  
**UPPER CANADA**

**From the 15th day of January to the 19th day of March, 1823**

**In the Fourth Year of the Reign of**  
**KING GEORGE THE FOURTH.**

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JOURNAL AND PROCEEDINGS  
OF THE  
LEGISLATIVE COUNCIL  
OF THE  
PROVINCE OF UPPER CANADA  
1823

YORK, 15th January, 1823.

The Provincial Legislature having been by proclamation prorogued to this day at two o'clock, the House met accordingly. Present: The Hons. William Dummer Powell (Speaker); John McGill, Thomas Scott, William Dickson, Thomas Clark, John Strachan, Joseph Wells, Duncan Cameron and George H. Markland.

At two o'clock, His Excellency the Lieutenant Governor having come to the Legislative Council Chamber and being seated on the Throne, the Gentleman Usher of the Black Rod was directed to command the attendance of the Speaker and members of the Commons House of Assembly at the Bar of this House; and they being come thereto, His Excellency was pleased to address both Houses of the Provincial Parliament in the following words:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly: In determining to assemble you at the latest period admitted of by the Constitution, I was influenced by the consideration of what seemed expedient for the public business, and I hoped by this arrangement to be enabled to lay before you the decision of the Arbitrators on the respective claims of the two Provinces in the course of the Session.

Your Address to your Sovereign in consequence of the interruption which the public revenue had suffered, and which in an early part of the recess I transmitted to His Majesty's Government by the Commissioner appointed for that purpose, has been received with that attention which His Majesty always bestows on the reasonable and temperate language of his people. Impressed with the extent of the evils which you represented, His Majesty not only sought the means of remedying them, but felt the necessity of preventing their return.

With this view comprehensive measures were suggested to the Parliament of the United Kingdom as were considered best calculated to remove all grounds for future jealousy and misunderstanding between the Sister Colonies, and most conducive to their good government and prosperity in their present circumstances and situation. For this purpose a Bill was under discussion in which it was thought proper to impart to you by means of an union of the two Legislatures, a just share in all Colonial deliberations affecting the interests of both countries. This important part of the projected Bill it has been thought expedient to reserve for reconsideration in a future session. But that we might not remain without the benefit of a speedy remedy for embarrassments which were pressing and increasing, the express objects of your address were considerably extricated from this delay to be made the subject of a special enactment in which you will find satisfactory provision for assuring to you that protection and security which you solicited.

The Commissioner appointed by me on this occasion in compliance with your joint recommendation, has acquitted himself entirely to my satisfaction.

A favorable reply to your address in behalf of the sufferers by the late war will be submitted to you, and the gracious scheme which has been proposed for your co-operation will doubtless engage your early attention.

Gentlemen of the House of Assembly: I have directed the proper officer to lay the usual accounts before you, and I trust you will make the necessary provision in aid of the Revenue collected under British Statutes to enable you to meet the exigencies of the public service, and for the honorable support of His Majesty's Government.

In obedience to the recent enactments of the Imperial Parliament one-fifth of the collection at the Port of Quebec since the expiration of the last Provincial Agreement has been received. Warrants have issued for the repayment of the advances which I had procured in order to carry on the public service, and the remaining sum has been carried to the proper accounts to be applied to the different objects of expenditure authorized by law.

By the accounts of the last three years, which have been transmitted from Quebec, there appears to have been a material defalcation in the amount of the collection at that port.

Our means, however, have been more than adequate to meet the different appropriations, but not for the redemption of our debentures.

By the transfer to the Provincial Bank of that proportion of the debt which became payable in the course of the last year a saving of one-half of the interest will be effected, and I am happy to notice the benefit which the country has thus derived from that institution.

Honorable Gentlemen and Gentlemen: The laws which will expire at the conclusion of this Session of the Legislature will not fail to engage your attention.

In considering the expediency of renewing the legal provisions affecting distilleries, you will I hope regard the occasion as favorable for endeavoring to check the immoderate and pernicious use of Spirituous Liquors, for which purpose, perhaps, some advantage might be derived from an increase in the existing duties.

In a country where temptations against the habit of sobriety are comparatively great, it will not appear invidious that I should have thought proper to recommend to your attention an object which has frequently occupied the attention of the Legislature of the Parent Country, and the Councils of other long-established and venerable States, and employed their repeated interference; and I am sure you will not be disposed to forget that you then give the strongest proof of your regard for the public welfare when you solicit the sanction of your Sovereign to laws judiciously calculated to preserve the health and amend the morals of the people.

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

Prayers were read.

The Honorable and Reverend Dr. Strachan informed the House that George Crookshank, Esquire, was in attendance with a Commission appointing him a member of the Legislative Council of this Province.

Mr. Crookshank, being introduced by the Hon. and Rev. Dr. Strachan and the Hon. Mr. Markland, delivered his commission to the Speaker, by whom it was given to the Clerk, and being read as follows:

## UPPER CANADA.

P. MAITLAND.

George the Fourth, by the Grace of God of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith.

To our trusty and well-beloved George Crookshank, Esquire, Greeting:

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

In testimony whereof we have caused these our letters to be made patent, and the Great Seal of our said Province to be hereunto affixed. Witness our trusty and well-beloved Sir Peregrine Maitland, K.C.B., Lieutenant Governor of our said Province, and Major General Commanding our forces therein, at York, this 1st day of January, in the year of Our Lord One Thousand Eight Hundred and Twenty-one, and in the first year of our reign.

(Signed) P. M.

(Signed) JNO. B. ROBINSON, Atty. General.

By His Excellency's Command.

The Honorable George Crookshank took and subscribed the oath prescribed by the Statute of the 31st of George the Third, and assumed his seat accordingly.

The Honorable Joseph Wells informed the House that John Henry Dunn, Esquire, was in attendance with a Commission appointing him a Member of the Legislative Council of this Province.

Mr. Dunn, being introduced by the Hon. Messrs. Wells and Cameron, delivered his Commission to the Speaker, by whom it was given to the Clerk, and being read as follows:

## UPPER CANADA.

P. MAITLAND.

George the Fourth, by the Grace of God of the United Kingdom of Great Britain and Ireland, King, Defender of the Faith.

To our trusty and well-beloved John Henry Dunn, Esquire, Greeting:

Know ye that as well for the especial trust and confidence that we have manifested for you as for the purpose of obtaining your advice and assistance in all weighty and arduous affairs which may the state and defence of our said Province of Upper Canada and the Church thereof concern, we have thought fit to summon you to the Legislative Council of our said Province; and we do therefore command you, the said John Henry Dunn, that all difficulties and excuses whatsoever laying aside you be and appear for the purposes aforesaid at the Legislative Council of our said Province at all times whensoever and wheresoever our Provincial Parliament may be therein hereafter convoked and holden, and this you are in no wise to omit.

In testimony whereof we have caused these our letters to be made patent, and the Great Seal of our said Province to be hereunto affixed.

Witness our trusty and well-beloved Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of our said Province, and Major General Commanding our Forces therein, at York, this 1st day of March, in the Year of Our Lord One Thousand Eight Hundred and Twenty-two, and in the third year of our reign.

(Signed) P. M.

(Signed) H. J. BOULTON, Solr. Gen.

By His Excellency's Command.

(Signed) D. CAMERON, Secy.

The Honorable John Henry Dunn took and subscribed the Oath prescribed by the Statutes of the 31st of Geo. III, and assumed his seat accordingly.

The Speaker informed the House that he was in possession of a copy of His Excellency's Speech, which he read, and it was read (pro forma) by the Clerk.

It was then moved and seconded that a Committee be appointed to prepare an Address to His Excellency the Lieutenant Governor, in answer to his Speech, and Messrs. Clark, Strachan and Markland were appointed a Committee for that purpose.

On motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

*Thursday, 16th January, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell (Speaker), John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. Dr. Strachan, Joseph Wells, Duncan Cameron, George H. Markland and John Henry Dunn. Prayers were read.

The Committee appointed to prepare an Address in answer to His Excellency the Lieutenant Governor, reported that they had done so, and now submitted it to the consideration of the House.

The Address was read a first time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Address into consideration, and recommended it to the adoption of the House. Ordered that the Report be accepted and the Address engrossed and read again to-morrow.

On motion made and seconded, the names of the Members were called over as follows:

The Honorable Wm. Dummer Powell, Speaker, Present.

The Honorable James Baby, Absent.

The Honorable John McGill, Present.

The Honorable Thomas Scott, Absent.

The Honorable William Claus, Absent.

The Honorable Neil McLean, Absent.

The Honorable William Dickson, Present.

The Honorable Thomas Clark, Present.  
 The Honorable George Crookshank, Present.  
 The Honorable Rev. Dr. Strachan, Present.  
 The Honorable Angus McIntosh, Absent.  
 The Honorable Joseph Wells, Present.  
 The Honorable Duncan Cameron, Present.  
 The Honorable George H. Markland, Present.  
 The Honorable John Henry Dunn, Present.

On motion made and seconded, Messrs. Wells and Markland were appointed a Committee to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive this House with its Address.

On motion made and seconded, the House adjourned until to-morrow at one o'clock, p.m.

*Friday, 17th January, 1823*

Several of the Members, and the Officers of the House, being met at the hour to which the House was adjourned; a message was sent by the Honorable the Speaker to say he was too unwell to attend; upon which the House was adjourned until Monday next at twelve o'clock.

*Monday, 20th January, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. Dr. Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron, George H. Markland and John Henry Dunn. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

The Committee appointed to inquire when His Excellency the Lieutenant Governor would be pleased to receive this House with the Address in answer to His Excellency's speech, reported that they had done so, and that His Excellency had been pleased to appoint one o'clock this day for that purpose.

At one o'clock, the Speaker, attended by the Members and Officers of the House, proceeded to the Government House, and presented their Address as follows:

To His Excellency, Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc.

May it please Your Excellency,—We, His Majesty's most dutiful and loyal subjects, the Legislative Council of Upper Canada in Provincial Parliament assembled, beg leave to offer our most respectful acknowledgments for Your Excellency's Speech from the Throne at the opening of the present Session.

Your Excellency's consideration in determining to call us together at the latest period permitted by the Constitution for the expediency of the public business,

and from a hope of being enabled by that arrangement to lay before us the decision of the Arbitrators on the respective claims of the two Provinces in the course of this Session, calls for our best thanks.

We are deeply sensible of the paternal care evinced by our Most Gracious Sovereign, in seeking the means of remedying the evils which we represented, and of averting them in future, with which view such comprehensive measures were suggested to the Parliament of the United Kingdom as were considered best calculated to remove all ground for future jealousy and misunderstanding between the sister Provinces, and most conducive to their good government and prosperity under their present situation, and for which purpose a Bill was under discussion in which it was thought proper to impart to us by means of an union of the two Legislatures a just share in all Colonial deliberations on matters affecting the interests of both countries.

The satisfactory provision made by a Special enactment for assuring us the protection and security we solicited and which prevents us from remaining without the benefits of a speedy remedy from embarrassments which were pressing and increasing, we humbly receive as a further proof of His Majesty's gracious attention to our welfare; and we sincerely hope that we shall never presume to approach the foot of the Throne but when our prayer is founded in justice and clothed in language of such deference and respect as becomes subjects attached by principle as well as affection to the best of Sovereigns.

The approbation which Your Excellency is pleased to bestow on the Commissioner is most agreeable to us, since it was from the conviction that he was in all respects the best qualified to discharge so important a duty that we ventured with all deference to recommend him to Your Excellency's favorable consideration. We cannot therefore but rejoice that encouraged by Your Excellency's wise direction and powerful influence, his services have surpassed our most sanguine expectations.

The favorable reply to our address on behalf of the sufferers by the late war excites our warmest gratitude; and our earliest attention shall be given to the gracious scheme proposed for our co-operation, from which we sincerely anticipate a most happy result.

We shall not fail, in compliance with the recommendations of Your Excellency, to take into consideration the laws which may expire at the conclusion of this session of the Legislature.

We humbly thank Your Excellency for having called our attention to the opportunity afforded us of endeavoring to check the immoderate and pernicious use of spirituous liquors by increasing the existing duties on distilleries; feeling fully sensible that when we solicit the sanction of our Sovereign to laws judiciously calculated to preserve the health and amend the morals of the people, we give the strongest proof of our regard for the public welfare.

Legislative Council Chamber, 20th January, 1823.

(Signed) WM. DUMMER POWELL, Speaker.

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

Honorable Gentlemen of the Legislative Council: This very kind and loyal address is most acceptable to my feelings. I am confident that your deliberations on the objects which I have recommended to you will be conducted in a manner which shall be best calculated to advance the honor of Your Sovereign and the true interests of this Province.

The Speaker, members and officers having returned to the Council Chamber, the House formed.

The Speaker informed the House that he had received a copy of His Excellency's answer to their address, which he read, and it was again read by the Clerk.

Mr. Dickson informed the House that he should to-morrow present a petition to this House from Alexr. Gardner of Niagara, Mason.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, p.m.

*Tuesday, 21st January, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, Geo. Crookshank, Rev. John Strachan, Joseph Wells, Angus McIntosh, Duncan Cameron, George H. Markland and John Henry Duin. Prayers were read.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who delivered a message and enclosure. Major Hillier having withdrawn, the message and enclosure were read as follows:

P. MAITLAND.

The Lieutenant Governor transmits to the Hon. the Legislative Council an extract from a dispatch of His Majesty's Principal Secretary of State for the Colonies on the subject of the losses sustained by Inhabitants of this Province during the late war with the United States of America.

21st January, 1823.

Extract from a dispatch of the Rt. Hon. Earl Bathurst, His Majesty's principal Secretary of State for the Colonies, to Major General Sir Peregrine Maitland, K.C.B., etc., dated Downing Street, 13th June, 1822.

"With reference to your dispatch transmitting an Address of the Legislative Council and Assembly of Upper Canada, upon the subject of compensation to certain inhabitants of that Province for losses sustained during the late war with the United States of America, I have to acquaint you that His Majesty has acceded to a request preferred by Mr. Galt, the agent for the sufferers, that a loan shall be raised of \$100,000 of which the Government here will guarantee half the interest (\$2,500 per annum), the Province providing for the remainder; which loan shall be applied in satisfaction of such claims of sufferers by the invasion as may be established before a new commission.

The proposed measure must of course be submitted to and receive the sanction of the Legislature at their first meeting.

Truly Extracted,

(Signed) G. HILLIER.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to amend and extend the provisions of an Act, passed in the second year of His Majesty's reign, intituled, "An Act to make provision for the improvement of the internal navigation of this Province." The deputation having withdrawn, the said Bill was read a first time; and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled, "An Act to repeal an Act passed in the forty-fourth year of His late Majesty's reign, intituled, 'An Act for the better securing this Province against all seditious attempts or designs to disturb the tranquillity thereof.'" The deputation having withdrawn, the Bill was read a first time.

Pursuant to the order of the day, the Bill intituled, "An Act to provide for the establishment of Courts in the District of Bathurst; and for other purposes therein mentioned," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee, Mr. Dickson in the Chair.

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

Agreeably to notice given yesterday, Mr. Dickson presented the petition of Alexander Gardner; which was ordered to lay upon the table.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, p.m.

*Wednesday, 22nd January, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, Thomas Scott, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, John Wells, Angus McIntosh, Duncan Cameron, George H. Markland and John Henry Dunn. Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to provide for the establishment of Courts in the District of Bathurst; and for other purposes therein mentioned." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the Bill was read as amended; the amendments ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled, "An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's reign, intituled, "An Act to make provision for the improvement of the internal navigation of this Province," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted; and on motion made and seconded, ordered that the Bill be read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into consideration the message from His Excellency the Lieutenant Governor, enclosing an extract from His Majesty's Principal Secretary of State for the Colonies. House in Committee, Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress therein. Ordered that the report be accepted.

On motion made and seconded, the House adjourned until to-morrow at two o'clock, p.m.

*Thursday, 23rd January, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells, Angus McIntosh, George H. Markland and John Henry Dunn. Prayers were read.

Pursuant to the order of the day, the Bill intituled, "An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned," was read a third time as amended. And the question being put, if the Bill as amended do now pass, was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to extend and amend the provisions of an Act passed in the second year of His Majesty's Reign, intituled 'An Act to make provision for the improvement of the internal navigation of this Province,'" was read a third time; and the question if the said Bill do now pass being put was carried in the affirmative; whereupon the Speaker signed the same, and they were by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

It was moved and seconded that the Speaker be permitted to withdraw from the Journals of this House the several dissents entered by him as a Member during the last Session of the Provincial Parliament. Ordered.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted; who delivered to the Speaker the following messages and papers. Major Hillier having withdrawn they were read as follows:

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council an account of debentures issued under authority of an Act of the Provincial Parliament passed in the second year of His Majesty's Reign, Chapter 5th.  
22nd January, 1823.

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council an Extract from a dispatch received from His Majesty's Principal Secretary of State for the Colonies, in reply to the joint address of the Legislative Council and House of Assembly to His Majesty, praying that half pay might be granted to the Officers of the late Incorporated Battalion of Militia.  
22nd January, 1823.

Extract from a dispatch directed to Major General Sir Peregrine Maitland, K.C.B. by His Majesty's Principal Secretary of State for the Colonies.

I have laid before the King the joint address of the two branches of the Legislature of Upper Canada, praying that half pay may be allowed to the Officers and Staff of the late Incorporated Battalion of the Militia of that Province, transmitted in your letter of the 10th of May; wherein you state that this application is founded upon the circumstances of that allowance having been made to the Voltigeurs of Lower Canada, a corps similarly constituted with the Incorporated Battalion of the Upper Province. In reply, I have to observe that an examination into the circumstances under which these two corps were respectively raised has induced me to question the similarity of their constitution; the one a Fencible Corps raised under regular conditions according to which every officer was called to raise his quota of men. and for a more extended service: the other

the local constitutional force of the Province, whose services could have been demanded if they had not volunteered upon the occasion by a certain proportion of the number. It is upon this principle of distinction that I do not feel myself authorized to recommend a compliance with the prayer of the address, and not from any forgetfulness of the gallant conduct of the corps in question.

Truly Extracted,

(Signed) G. HILLIER.

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council the following papers, which he has received from the Commissioner in England.

A printed copy of the Canada Trade Act.

A copy of the Canada Government Bill, printed by order of the House of Commons.

Copies of the communications from the Commissioner.

22nd January, 1823.

(Copy)

London, May 16th, 1822.

Sir: I have the honor to report to you for the information of His Excellency the Lieutenant Governor, that having arrived in London on Saturday, the 22nd of March, I delivered at the Colonial Office on Monday the 24th March the letters and dispatches with which I was charged, and wrote to Earl Bathurst the letter marked "A." Mr. Wilmot, the Under Secretary of State for the Colonies, wrote immediately to request that I would call upon him the next day, which I did; and Earl Bathurst appointed Wednesday the 28th March for receiving the Address and report of the Legislative Council and Assembly. I accordingly presented them on that day to His Lordship.

From that time I had repeated interviews with Mr. Wilmot, and on the 4th April addressed to him the letter marked "B," and was requested to attend the next day at the Colonial Office in company with Mr. Caldwell, the Receiver General of Lower Canada, and a member of the Legislative Council there, and with Mr. Marshall, the Solicitor General of that Province; and I was desired to prepare the heads of a Bill such as I conceived would provide fairly for adjusting the differences between the two Provinces, and submit it to those gentlemen, that they might, on the part of Lower Canada make such objections or remarks in writing as they might think proper.

The late period of the Session of Parliament made it desirable that no time should be lost, and on the 7th of April I delivered to Mr. Caldwell and Mr. Marshall the paper marked "C."

Their remarks were submitted to my perusal, but no copy has been communicated to me. They did not, indeed, offer any material objection to the substantial provisions of the Bill I have proposed. Not long after Mr. Caldwell showed me the resolutions which were passed in the Assembly of Lower Canada at the close of the last Session, respecting the claims of Upper Canada, and which His Excellency has no doubt seen.

In reply to the statements and positions advanced in these resolutions, and also to the remarks made by Mr. Caldwell and Mr. Marshall, I addressed to Mr. Wilmot the letter marked "D." At the desire of Earl Bathurst, I also had fifty copies of the Report of the Legislature of Upper Canada, with the appendix printed, and placed them at His Lordship's disposal.

Having at the request of Earl Bathurst and of Mr. Wilmot, been present at several conferences at the Colonial Office, in which the union of the two Provinces, or rather of their Legislatures, was proposed and discussed, I communicated freely my opinion upon the probable consequences of such a measure; and gave information upon the several points on which I was interrogated.

That I might not be misunderstood, I addressed a letter to Mr. Wilmot ("E") communicating a statement of my sentiments upon the contemplated union of the two Legislatures, for the consideration of Earl Bathurst, with whom I had soon afterwards a personal interview on the subject; and His Majesty's Government having after the fullest consideration determined to propose to Parliament a Bill for giving a Joint Legislature to the Canadas, I found I could not render a more effectual service to Upper Canada, after a determination had been come to upon this important measure, which I was neither instructed to solicit nor oppose, than by using my best endeavours that the union should be effected in such a manner as would most securely guard the interests of Upper Canada and be most likely to promote its future welfare.

The Bill which has been prepared for that purpose is now under consideration of the Law Officers of the Crown, and notice of it will be given in Parliament immediately. I will send it to you as soon as it is printed, and would transmit a manuscript copy now, but that it is uncertain, of course, until the Law Officers have made their report whether it will be brought up in its present shape. I send you the heads, shortly extracted, and I have reason to believe that the Bill will be passed during this Session very nearly in its present form, as from various considerations unconnected with the financial questions between the two Provinces, the expediency of giving them an united Legislature seems so strongly impressed on the minds of all persons here, and His Majesty's Government in particular appear to consider it so desirable for many reasons that I have little doubt an union would at all events have been proposed during the present Session of Parliament, and I cannot but consider myself fortunate to have had it in my power at so critical a moment to afford such information and intercede for such provisions on the part of Upper Canada as I hope will best secure its interests and promote its prosperity under the great change contemplated.

I have the honor to be, Sir,

Your most humble obedient servant,

(Signed) JNO. B. ROBINSON,

To Major Hillier, Secretary to His Excellency, Sir P. Maitland, K.C.B., Lieut. Gov., etc.

(Copy "A")

56 Gower Street, Bedford Square,  
March 24th, 1822.

My Lord: I have the honor to acquaint Your Lordship that having been commissioned by His Excellency the Lieutenant Governor of Upper Canada to present to His Majesty a Joint Address of the Legislative Council and House of Assembly of that Province, upon the subject of its financial relations with Lower Canada, I shall be happy to have the honor of waiting upon Your Lordship with the same, at any time Your Lordship may think proper to appoint.

I had also committed to my charge several dispatches and letters of Sir Peregrine Maitland to Your Lordship, which, together with the Rolls of the last Session of the Legislature of Upper Canada, I have left at Your Lordship's Office.

I have the honor to be, my Lord, etc.,

(Signed) JNO. B. ROBINSON.

To the Rt. Hon. the Earl Bathurst, etc.

(Copy "B")

To Robert Wilmot, Esq.; H. M. Under Secretary of State for the Colonies.

LONDON, 56 GOWER STREET,

April 4th, 1822.

Sir: In the different interviews with which you have so obligingly honored me, the contemplated provisions for regulating generally the commerce of the Canadas have come alone into discussion.

These are of a nature deeply interesting to both Provinces, and the principles on which they are founded clearly manifest the most indulgent and liberal spirit on the part of His Majesty's Government towards the Colonies. No duty can be more pleasing to me as an inhabitant of Upper Canada than to give any information and contribute any assistance in framing these provisions which my knowledge of its local interests may enable me. At the same time, I cannot forbear to represent that a Bill of the kind proposed would go a very little way in removing any of the difficulties in which Upper Canada is at present involved with respect to its revenue, and would not apply at all to some of the most material points on which its Legislature have now a second time most earnestly besought the interposition of His Majesty and the Imperial Parliament as the only means of indemnity against the injuries which they represent the Province to have sustained from Lower Canada, and the only hope of protection against the recurrence of the evils to which it has been exposed by its state of dependence upon the Legislature of another Colony.

I was unwilling to interrupt the consideration of the general measures under discussion by pressing the particular points last alluded to till time had been afforded you to give the necessary attention to the Address and Report which I had the honor of submitting through Earl Bathurst to the gracious consideration of His Majesty, nor should I do so now, but that I am desirous you should bear these subjects in mind either as connected with or distinct from the proposed Bill in time to avail yourself of every information which the discussion of that Bill may afford you an opportunity of obtaining.

I need not at present recapitulate the different subjects on which the Legislature of Upper Canada have preferred their petition to His Majesty, looking anxiously but confidently forward to the just interposition of His Majesty and the Imperial Parliament in adjusting its relations with Lower Canada as the only means of rescuing its Government from the immediate disgrace of a public bankruptcy, and of providing for its future support. They are fully and explicitly stated in the Report which accompanies the Address, and their proof rests principally on matters of public record, and on other documents to which that document expressly refers.

I shall be happy to attend at whatever time you may do me the honor to appoint to give an additional explanation.

I have the honor to be, etc.,

(Signed) JNO. B. ROBINSON.

(Copy "C.")

Clauses for adjusting the present claims of Upper Canada on the Lower Province, and providing for the regulation of the future intercourse between the two Provinces proposed to be inserted in the Canada Bill, after the clauses for the general regulation of the Canada Trade.

And whereas, since the division of the Province of Quebec into the Provinces of Upper and Lower Canada divers regulations have from time to time been made by agreements entered into under authority of statutes passed by the Legislatures of the said two Provinces respectively, concerning the imposing of duties upon articles imported into the Port of Quebec in the Province of Lower Canada, and of the payment of drawbacks of such duties to the Government of Upper Canada on account of the proportion of goods so imported into Quebec and passing from thence into the said Province of Upper Canada, the last of which agreements expired on the first day of July, 1819. And whereas it appears by the report of the Commissioners last appointed by both Provinces to treat for the purposes aforesaid, that the Province of Upper Canada claims certain arrearages from the Province of Lower Canada for drawbacks of divers duties levied under Acts of the Parliament of Great Britain and of the said Province of Lower Canada on goods and commodities entered at the Port of Quebec and afterwards imported into the Province of Upper Canada and consumed therein, which claim is not admitted on the part of the Province of Lower Canada; and it further appears by the said report that the Commissioners last appointed for the purpose aforesaid have failed in establishing any regulation for the future by reason that they could not agree upon the proportion of duties to be paid to Upper Canada by way of drawbacks on the goods consumed therein.

For remedy of the inconvenience occasioned thereby, and for the satisfactory investigation and adjustment of the said claims, be it enacted, etc., that it shall and may be lawful for the Governor, Lieutenant Governor, or person administering the Government of each of the said Provinces of Upper and Lower Canada respectively, so soon as conveniently may be after the passing of this Act to appoint by commission under the Great Seal of their respective Province one Arbitrator, who together with a third arbitrator to be named and appointed in like manner by the Governor, Lieutenant Governor, or person administering the Government of Nova Scotia or New Brunswick, and to be a subject of His Majesty inhabiting the said Province of Nova Scotia, etc., shall have power to hear and determine all claims of the Province of Upper Canada upon the Province of Lower Canada under the several agreements heretofore subsisting between the said two Provinces since the division of the Province of Quebec, and alleged to be unperformed according to the fair understanding and construction of the said agreements, and also all claims of the Province of Upper Canada on account of any matter not embraced within the same.

Add clauses.—That the opinion of the majority shall decide.

That if either of the Arbitrators appointed for Upper or Lower Canada fails to attend on due notice being given for that purpose, the other two may meet and determine.

Power to administer oaths.

To send for witnesses.

Copies of the award under the hands and seals of the Arbitrators to be transmitted to the Governors of Upper and Lower Canada, and to the Lords Commissioners of His Majesty's Treasury.

In case of death of either Arbitrator before decision the Governor of the Province for which he was appointed may commission another.

The Commissioner from the Province of . . . . . to be remunerated at the joint charge of the Provinces of Upper and Lower Canada, and in such amount as the Governor of that Province may appoint.

If any sum be awarded to be paid to Upper Canada, the Governor of Lower Canada may issue his warrant upon the Receiver General of Lower Canada in favour of the Receiver General of Upper Canada for the amount.

An Appeal to lie to the Committee of the Hon. the Privy Council for trade and plantations, if either Province should be dissatisfied.

Should not object to the last provision, but do not desire it on the part of Upper Canada.

And be it further enacted, etc., that if all duties which have been levied in the Province of Lower Canada since the 1st of July, 1819, upon any goods, wares, merchandise or commodities imported by sea into the said Province of Lower Canada, and also for all duties which after the passing of this Act and before the first day of January, 1824, shall be levied in the Province of Lower Canada upon any goods, wares, merchandise or commodities imported by sea into the said Province of Lower Canada, the Province of Upper Canada shall be entitled to have and receive . . . . . part as the proportion of duties arising and due to the Province of Upper Canada upon such importations.

And be it further enacted, etc., that the Governor, Lieutenant Governor, etc., of the Province of Lower Canada shall and may issue his Warrant forthwith in favour of the Receiver General of Upper Canada for such proportion of the duties received in the Province of Lower Canada before the passing of this Act; and shall and may on the 1st day of January and the 1st day of July in each and every year thereafter until after the said 1st day of January, 1824, issue his warrant in like manner for the payment of such sum as may be then due on account of the said proportion.

And be it further enacted, etc., (clause for establishing the proportion to be paid after the 1st January, 1824, by arbitration upon the same principle as that for determining the question of arrears, with an appeal to the Committee of the Privy Council or by the Lords of the Treasury or Privy Council in the first instance on hearing the representations and evidence of both parties: such proportion to be ascertained every four years.

And whereas the division of the Province of Quebec into the two Provinces of Upper and Lower Canada was intended for the common benefit of His Majesty's subjects residing within both the newly constituted Provinces, and not in any manner to obstruct the intercourse or prejudice the trade to be carried on by the inhabitants of any part of the said late Province of Quebec with Great Britain or with other countries; and it has accordingly been made a subject of mutual stipulation between the two Provinces in the several agreements which have heretofore subsisted that the Province of Upper Canada should not impose any duties upon articles imported from Lower Canada, but would permit and allow the Province of Lower Canada to impose such duties as they might think fit upon articles imported into the said Province of Lower Canada, of which duties a certain proportion was by the said agreements provided to be paid to the Province of Upper Canada.

And whereas in consequence of the cessation of such agreements as above recited it is necessary to protect the Province of Upper Canada from any evils which

might arise from the exercise of an exclusive control by the Legislature of Lower Canada over the imports and exports into and out of the Port of Quebec;

And it is further expedient in order to enable the said Province of Upper Canada to provide with sufficient certainty for the support of its Civil Government, and for other permanent and necessary charges upon its Revenue to establish such control as may prevent the Legislature of Lower Canada from repealing suddenly and without affording to Upper Canada an opportunity of remonstrance, existing duties upon which the principal part of such revenue may depend; Be it therefore enacted, etc., that all and every the duties which at the time of the expiration of the last agreement between the said Provinces of Upper and Lower Canada were payable under any Act or Acts of the Province of Lower Canada on the importation of any goods, wares or merchandise into the Port of Quebec, shall be payable and levied until the Act or Acts imposing the same or any of them shall be repealed by an Act or Acts of the said Province of Lower Canada, and until such Act or Acts repealing such duties, after a copy of the same has been transmitted to the Governor of the Province of Upper Canada be laid before both Houses of the Imperial Parliament according to the forms and provisions contained in the Act of the Parliament of Great Britain passed in the thirty-first year of His late Majesty's reign, chap. 31, intituled, etc., and the Royal assent thereto proclaimed within the Province of Lower Canada according to the provisions of the said last mentioned Act.

And be it further enacted, etc., that from and after the passing of this Act of the Legislature of Upper Canada whereby any additional or other duties shall or may be imposed on articles imported by sea into the said Province of Lower Canada, shall have the force of law until the same shall have been laid before the Imperial Parliament as provided for in certain cases by 31st Geo. III., chap. 31, and His Majesty's assent thereto published by Proclamation in the said Province of Lower Canada, a copy of such Act having within . . . . . from the passing of the same been transmitted to the Governor of the Province of Upper Canada; provided always, nevertheless, that it shall not be necessary to transmit any such Act to be laid before the Imperial Parliament if the concurrence of the Province of Upper Canada therein shall be signified in the manner to be specified in this Act.

(Note accompanying the foregoing draft.)

I have drawn up with as much connection as I could in so short a time the substance of the different provisions which I have already proposed on the part of Upper Canada.

To reduce them properly to detail will require more particular consideration, but the heads I have given will show, I hope, with sufficient precision the nature of the different enactments which appear to me necessary to place the two Provinces on a fair footing with respect to each other in matters of trade and revenue.

It is impossible to say that in proceeding with the detail more eligible modes may not suggest themselves of attaining the same ends with equal justice to both Provinces, and it is very probable that additional precautions may be found necessary to give effect to the measures proposed, but I am willing to be understood that I have no intention to urge on behalf of Upper Canada any measure distinct in principle from those embraced in this sketch, unless it occurs to me in time to admit of my giving Mr. Caldwell notice of it before his departure.

(Signed) JNO. B. ROBINSON.

April 7th, 1822.

(Copy "D.")

56 Gower Street, April 18th, 1833.

Sir,—Mr. Caldwell has very politely directed my attention to the Courier newspaper of Friday last, in which are some resolutions passed by the Assembly of Lower Canada in their last Session, respecting the questions between the two provinces of Canada on the subject of revenue.

I transmit the paper for your perusal, and take the liberty of making some remarks upon the positions advanced in the resolutions:

"That the right of Upper Canada with respect to goods, wares and merchandise imported into Lower Canada or exported therefrom consists only of a right of passage thro' the said Province of Lower Canada, or depends on conventional arrangements between the two Provinces," is a position which if admitted would do nothing to obviate the difficulties which occasion the present embarrassments of Upper Canada; because as far as respects the alternative of conventional arrangements the very hardship complained of is that there is none in force to regulate the present or to provide for the future intercourse between the two Provinces; that Lower Canada omitted thro' a period of nearly two years to appoint Commissioners to treat; and that when Commissioners were appointed for that purpose they were not authorized, as they declared, to look into the past; and would accede to no terms which our Commissioners could possibly concur in, for the time to come. Upon the remaining part of the resolution, namely, the abstract position that Upper Canada has no other claim but to "A right of transit of goods through the Lower Province," I beg to observe that Upper Canada has not only a right of transit, but of a free transit; that is, relieved from any duties which may have been imposed upon such goods on their entrance into Lower Canada; and that such right has been uniformly recognized by every Provisional Agreement since the division of the Provinces.

It is conceived, indeed, that Upper Canada has even claims beyond this in respect of goods which having paid a duty at Quebec under the 14th Geo. III., as well as under Provincial enactments, are consumed in neither Province, but are exported to the United States of America. These claims, tho' of inferior moment, are urged in the report which I have had the honor to present, and the reasons stated on which they are grounded.

But if the claim of Upper Canada were confined to the free transit of such goods as her inhabitants consume, the express declarations of the last Commissioners appointed by Lower Canada would deprive her of that right; for they unequivocally declare in writing to our Commissioners, that "They will agree to no other arrangement than that each Province shall collect its own revenue, and that they will pay us no drawbacks." But the duties imposed by the 14th Geo. III will continue to be levied on importations at Quebec, and no doubt the Legislature of Lower Canada will always add to these duties others of their own; therefore if they will henceforth pay no drawbacks to Upper Canada, whatever revenue we should attempt to raise from European merchandise as it comes into our Province, can only be obtained by imposing duties in addition to those already levied on the same articles when they arrived at the Port of Quebec, of which we are to receive no drawback, and over which we are to have no control.

Upon the remaining resolutions I beg to remark the claims of Upper Canada upon the Lower Province are grounded principally upon former provisional agreements, which it is contended have not been complied with; and proof is offered to substantiate claims under them to a very considerable amount. Lower Canada, on

the other hand, denies, tho' not in positive terms, that such claims exist. It is submitted that arbitrators can best decide this question. But it is moreover conceived that beyond these claims under agreements unperformed, there may exist others equally clear and just; which those agreements ought not to preclude, unless they are such as the Commissioners who performed those agreements were authorized to adjust, and did in fact consider.

The agreement entered into at Quebec on the 7th of June, 1817, between the Commissioners of Upper and Lower Canada, which by these resolutions is not recognized as valid, related merely to the payment of a particular sum of 1,585 pounds sterling on account of arrearages claimed by Upper Canada, and is wholly unimportant as to any question remaining now to be considered. It was so far sanctioned by the Legislature of Lower Canada that they passed an Act appropriating a sum to Upper Canada which was ascertained by that agreement, and I cannot conceive for what purpose a question is now raised about it; for it was but a portion of what is claimed, and was neither expressed nor pretended to be in satisfaction of the claims of Upper Canada, but quite the contrary. As to the assertion contained in the resolutions that the proportion of goods imported into Lower Canada and consumed in Upper Canada has materially diminished since the last agreement in 1817 is fully met and particularly considered in the report of the Legislative Council and Assembly of Upper Canada, and documents are appended to that report which clearly sustain whatever is advanced in it on that head. Upon the last resolution it is only necessary to observe that it could scarcely have been anticipated by Upper Canada that the Legislature of the Lower Province would delay for so long a period the appointment of Commissioners to renew the consultation; and that after they had by that omission subjected us to so great inconvenience it seemed not an unreasonable expectation that they would proceed to ascertain the proportion by the means which had been last resorted to, rather than to aggravate the evils of the delay by the unforeseen requisition of a mass of evidence of past transactions which no precaution or expense which Upper Canada could have employed would have rendered satisfactory, and which it was well known at the time it was demanded could not possibly be obtained. In truth, the attempt to take an account of all the goods which passed from the one Province into the other had been abandoned by both Provinces as impracticable, and it is not singular that we had not without the aid of the necessary officers for that purpose persevered in a system which it was found could not be carried into effect while those officers existed, and which had been therefore discontinued.

It is true that the Commissioners of Upper Canada would not consent to the mode proposed for ascertaining the proportion of duties to be paid since the expiration of the last agreement, because they represented and proved that that mode was impracticable and that the result could not be satisfactory.

All this appears in the report of the last Commissioners, but I am enabled to show that sufficient evidence was in fact collected by one of the Commissioners of Upper Canada, in conjunction with one from Lower Canada, to prove at least the right to more than the proportion contended for, and that in the face of that evidence such proportion was nevertheless refused.

I have only to add that these resolutions of the Assembly of Lower Canada are wholly silent on the most important point, and that with respect to the past claims of Upper Canada they suggest no means and hold forth no prospect of their adjustment, while nearly the whole of our revenue for the three last years is detained in their treasury. These resolutions, it is also to be observed, were adopted

by the Legislature of Lower Canada after a knowledge of every point upon which the Province of Upper Canada has intreated the interposition of His Majesty and the Imperial Parliament, for the Legislature of Upper Canada prayed His Excellency Sir Peregrine Maitland to transmit to the Government of Lower Canada, for the information of the Legislature of that Province in Session then, a copy of the Address to His Majesty and of the Report which I have had the honor to present to Earl Bathurst, and I know that those papers were transmitted long before these resolutions are stated to have been passed.

The remarks made by Mr. Caldwell and Mr. Marshall upon some of the enactments proposed by me for placing on a just footing the financial concerns of the two Provinces do not affect the most material of these provisions, and the points they involve are so particularly referred to in the report I have presented, and in this paper, that I need not at present urge anything further against them. I will only observe that nothing can be more mistaken than to deny the claim of Upper Canada to a just proportion of the duties levied under the British Statute of 14 George III.

The annual vote of the British Parliament pays only some specified salaries. It defrays but a part, and not the greater part, of the expense of administering justice and supporting the Civil Government within the Province of Upper Canada. How can it, then, be proposed that Upper Canada shall remain embarrassed from want of funds to meet those objects, while upon the articles she consumes duties are paid at Quebec which are expressly appointed to that purpose, but which it is now contended are to be wholly expended in Lower Canada.

If it should appear to you that any of the points urged by the Legislature of Upper Canada are in themselves questionable, or are rendered so by any statements or agreements advanced on the other side, I shall be much obliged by having an opportunity afforded me of further explanation.

I have the Honor to be, etc.,

(Signed) JNO. B. ROBINSON.

To R. WILMOT, Esq.,  
Under Secretary of State for the Colonies.

(Copy "E.")

London, 56 Gower Street,  
April 23rd, 1822.

Sir,—The measure of uniting the two Provinces of Canada, on which you did me the honor to confer with me in company with Mr. Osgoode and Mr. Ellis, and also with the Solicitor General of Lower Canada, is one of so great moment to these Colonies, and involves so many considerations that I feel it due to myself to place before His Majesty's Government in writing what has occurred to me on the subject, though I should do little more than repeat what I have before stated in conversation.

You will oblige me by laying before Earl Bathurst the paper which accompanies this letter, in which I have taken the liberty to state plainly such views of the subject as my acquaintance with the situation of Upper Canada and my opinion of the wishes and interests of His Majesty's subjects there lead me to entertain.

Having submitted to the consideration of Earl Bathurst proposed measures for placing the two Canadas on a fair footing with respect to each other, without reference to any union of the Provinces, and having now ventured to state explicitly

my sentiments upon the expediency of such an Union, I have only to add that I shall be most happy to afford any further information or explanation in my power, and that whatever cause His Majesty's Government may determine to adopt upon consideration of the different measures proposed, I shall be equally ready to aid it by any service of mine which can be useful; entirely persuaded both by the very liberal policy about to be extended to the Canadas with respect to their trade, and by the patient attention which has been given to the different points, I am instructed to urge that the prosperity of those Provinces is earnestly desired by His Majesty, and that no measure will be decided on but in the fullest conviction that it is most likely to ensure their security and welfare.

I have the honor to be, Sir,

(Signed) JNO. B. ROBINSON.

To R. WILMOT, Esq.

Considerations upon the expediency of giving an United Legislature to the two provinces of Canada, by an Act to be passed during the present Session.

The reasons which led to the division of the Province of Quebec were that the inhabitants of the two portions of the Province now forming Upper and Lower Canada differed in language and religion, and had been accustomed to different systems of jurisprudence.

These reasons remain not materially weakened in any respect, for the accession to the population of Upper Canada by emigration since the division has been almost entirely of persons strangers to the French laws and language, and principally of the Protestant faith, while in Lower Canada the inhabitants are at this moment in the proportion it is stated of nineteen in twenty composed of Canadian French.

Whatever weight, therefore, was due to these arguments for a separation at the time it took place, is not yet undiminished; and it may be added that the subsequent general dispersion of population through a territory, the extremes of which are from twelve to fifteen hundred miles asunder, furnishes an argument of inconvenience against uniting them now under one legislature, which probably did not exist in a sufficient degree to form an inducement for the separation.

These circumstances, however, though entitled to consideration as materially affecting the welfare and convenience of the two Provinces, whose increase in population and opulence is desirable to facilitate by giving to them the most convenient form of Government for their local wants, are none of them, it must be confessed, of that permanent nature that they ought to stand in the way of the proposed union, if it be clear that such union is necessary to increase the value of these colonies to the mother country, or to provide in the most effectual manner for their own security and welfare.

For my own part, I do not know in what manner any of these ends is expected to be answered by the proposed union. The Provinces have gone on hitherto advancing by very rapid strides in population and improvement, their inhabitants well satisfied with the footing on which their Government was placed by the 31st Geo. III., chapter 31, and sensible themselves of no evil or inconvenience growing out of the system established by that statute, so far as my knowledge extends, except that within these last few years difficulties have arisen in adjusting the proportion of duties and regulating the commercial intercourse between the two provinces, which matters had hitherto been arranged by amicable agreement, but which it has been now found necessary to refer to the decision of the Imperial Par-

liament, an exigency foreseen as the probable consequence of the separation when the 31st Geo. III was passed, and for which a power of providing a remedy by the intervention of British Acts is in terms reserved by that statute.

If, however, although the legal and constitutional rights of the Imperial Parliament to control the provinces in these respects is undoubted, these differences between them with respect to their commercial and financial regulations cannot, in point of fact, be adjusted in any other manner than by a union of the Legislatures, that would of itself be a sufficient reason; for while these points are unsettled the Government and Legislatures of both Provinces are subject to be involved in irritating discussions, which may tend to much evil, and, what is more immediately pressing, the Province of Upper Canada is absolutely unable for want of the funds which remain locked up in the Treasury of Lower Canada to pay their creditors or to support the current expenses of her Government.

But I must declare I see no reason for supposing that a union of the Legislatures is required on this ground, for I submit in the first place that such an union would by no means get rid of the principal point of this agreement, the claims of Upper Canada for the past. Those claims must necessarily remain, the amount must be ascertained, and their payment to Upper Canada provided for by some Act of the British Parliament, notwithstanding an union, and indeed as far as respects the claims of Upper Canada for duties already received to her use, and to be expended when paid solely for her benefit, some difficulty as regards the exclusive appropriation of them would be created by an union. Then, in regard to the future regulation of the intercourse between the two Colonies, the measures humbly prayed for on the part of Upper Canada are such as it is conceived no reasonable objection can be urged against. At all events, the Imperial Parliament can well judge of their expediency, and whether they are such as both Provinces ought to be content to acquiesce in, and if either Province be not patient under regulations exacted by a sense of justice due to the other, it will then, I submit, be time, as far as the desired end is to remedy those difficulties, to project an union as the only other method of attaining a necessary object.

Believing, then, as I certainly do, that an union is not absolutely necessary on this ground, it is not to be considered whether there is anything in the present situation of the two Provinces which calls for a measure so important in its nature, and which may be attended with circumstances of particular inconvenience to each.

In remarking upon the inducements which occur to me, I can only speak hypothetically, for it may be that His Majesty's Government are induced to the contemplation of a union by consideration of policy altogether different from those which present themselves to me. I know that the Legislature of Lower Canada have refused to make provision for the expenses of administering justice and supporting the Civil Government of their Province in any other manner than by an annual vote system of proceedings, to which His Majesty's Government objects as being contrary to the spirit of that Constitution of which they are ready to avail themselves of the privileges, and as placing unconstitutionally every officer of the Civil Government in a state of dependence upon one branch of the Legislature. I am aware, too, that the greatest embarrassments are felt in conducting the Government of that Province from the refusal of the Assembly to place the Civil establishment on any other footing. There may no doubt be other points also on which the Assembly of Lower Canada, consisting principally of people of French extraction and Catholics, exhibit at least an indifference to objects which in a British colony it is desirable to advance, and cherish prejudices which confine

them to a narrow line of policy, and make them hostile to improvements which would advance the welfare of the colony and render it a more important part of the British Dominion.

Of these inconveniences it is impossible to say decidedly until they are more specifically pointed out how far they might be expected to be removed by an union of the Legislature; but as to that first mentioned, namely, the embarrassment felt at present in Lower Canada from the refusal of the Legislature to make a more permanent provision for the Civil List, I confess I do not see that it would be removed by such a measure; for supposing the Canadas to be joined according to their present scale of representation, if any member from Upper Canada should consent to a permanent provision for the Civil List it would still not be carried, and without expressing any opinion upon the justice as it now stands in Lower Canada, I do not by any means think it safe to anticipate that the members from Upper Canada would generally support the provision in the terms in which it was required to be made. As to any inconvenience that may be felt from the entire preponderancy of a French Canadian interest in the Legislature of Lower Canada, I do not see that the certainty of their being counteracted by an union is either near enough or clear enough to make it advisable on that ground.

It would be long before the influence of the members from Upper Canada would be an over-ruling influence, and I think it doubtful when it did become so they would be disposed to exert it in exchanging the internal municipal policy of the other Province contrary to the wishes of nine-tenths of its inhabitants, and which, whether wise or not, was endeared to them by long use, and had been so far respected by the British nation that they had been hitherto left to change or retain it as they might prefer.

That an union of the Provinces might add to their strength by producing a more perfect community of interests and feeling, by subjecting their militia to a uniform system of discipline, and by placing their means of defence against a foreign enemy more conveniently and effectually at the disposal of the Government.

That it might in time by the gradual operation of the natural consequences of such an union make the whole colony more completely British in their system of laws, in their education, in their feeling and in their general temper of all their public acts; that it would produce an uniform regulation of trade throughout the territory and ensure the interest of every part being subservient to the welfare of the whole, and that it would necessarily put an end to all future difficulties about duties and drawbacks by sharing among all the enjoyment of that in which they have all an interest are general advantages which, though some of them are rather indefinite as to their extent and uncertain as to the period in which they might be felt, might, I think, be rationally expected.

On the other hand, I am doubtful of the prudence of disturbing the present system of things in the prospect of those rather indefinite and distant advantages, and at the hazard of these inconveniences which have suggested themselves to me and which I will shortly state.

At present things are proceeding pleasantly and prosperously in Upper Canada. In Lower Canada they are not, but I do not think an union would remove in the least difficulties existing there, and it might have the bad effect of involving the one Province in the troubles of the other.

The number of representatives in Upper Canada is at present less than in the Lower Province, and would no doubt continue so for many years. The latter consist, with very few exceptions, of Canadian French, and I am apprehensive that an union of the two Provinces would be regarded with such extreme jealousy

and repugnance by the great body of the people in Lower Canada that on future occasions they would even more studiously endeavor to exclude Englishmen from their Assembly and confine their confidence to those who would sedulously regard their old system of things from innovation, and for many years I fear the people of Upper Canada would find it difficult to obtain any appropriation of Revenue to purposes of public improvement within their Province or to gain sufficient attention to their local interests from an Assembly of whom the greater number would be unfriendly to their religion and unacquainted with their laws, and jealous of their influence. If these consequences should follow they would retard the now rapidly increasing prosperity of Upper Canada at the most critical moment. Perhaps the apprehension is groundless, I state merely my own impression. Upper Canada, it is true, contains at present a much less population than the Lower Province, the one having been first settled by Europeans only forty years ago, and the other more than two hundred; but it is a well-known fact that in extent of land capable of cultivation, in the excellence of its soil and its climate, and consequent capability of producing, the former possesses almost unrivalled advantages, and it would be much to be lamented that these should be prevented from developing themselves by being placed under the control of persons little acquainted with our agricultural interests, and ever averse to the system of tenures and of laws under which the Province has so surprisingly flourished.

That it would go thus controlled, at least for many years to come, I take to be certain, especially if the Legislature should be convened at Montreal, for I fear in the present state of Upper Canada it would be difficult to find gentlemen who could so completely abandon their own pursuits as to attend an annual Legislative Session of three months at so great a distance from their homes. It could not be expected that the attendance of Members from the Upper Province would be by any means so numerous, even in proportion, as from the Lower, and I see great reason to apprehend that in any question in which the interest of the two Provinces may come into competition, such, for instance, as the proportion of revenue to expend in Upper Canada, there would be little chance for some time to come of a fair decision. I fear this the more from the conviction that the mass of the people of Lower Canada would feel extreme annoyance at the union, looking upon it as a scheme to give to the English population an undue ascendancy, and would be but little disposed for some time to unite cordially with us, forgetting all distinctions.

It deserves perhaps also to be considered how far it is politic upon national grounds to unite the two Colonies now distinct, thereby involving on all occasions the politics of one with the other, giving to them the means of making common cause in any unfortunate discussion which might arise, and rendering any disagreement a cause of irritation and of difficulty in two Governments, whereas otherwise it might but affect the tranquillity of one.

Several other considerations of less importance naturally suggest themselves in weighing the probable consequences of an union of the Legislatures. My desire has been to state such as appeared to be most worthy of notice, and in doing this I beg not to be understood as presuming to speak the sentiments of the Government or of the Legislature of Upper Canada, for I am neither authorized nor prepared to state their opinions upon the expediency of an union which was never, within my knowledge, contemplated by either.

The representations from that Province with which I am charged were not intended, I am certain, to point specifically to that end; and indeed the measures which I have taken the liberty of proposing, and which are under the consideration

of His Majesty's Government, are wholly of a different nature. I cannot even pretend to say how far an union would be agreeable to the people of Upper Canada generally. I have reason to think a majority of their present representatives are unfavorable to it, from a conviction that it would not be beneficial, though some of that body, for whose opinion I have much respect, think otherwise.

I will take the liberty of remarking further that the Act by which the Province of Quebec was divided, and the present separate Government is established, was the result of great and long deliberation; and if the change of a system so matured should prove disagreeable to the inhabitants of both or either of the Provinces, it may be expected that they will feel it more deeply in proportion as it shall appear to have been hastily decided on, and without an opportunity having been afforded them of making known their sentiments.

The people of Canada have been ever treated by Great Britain with a mildness and a degree of parental indulgence that would make them the more sensible to any apparent want of consideration even of their feelings.

Another matter occurs to me upon which it is necessary to guard against any erroneous impression. The French inhabitants of Lower Canada, I am firmly persuaded, are as peaceably disposed, as much inclined to submit to authority, and as loyally attached to the British Government as any portion of His Majesty's subjects, and whatever trouble their representatives may give by refusing to make a permanent provision for the Civil List, or upon questions of revenue, or of any kind between themselves and the Executive Government, is not to be ascribed to the preponderance of French influence over the English, but to that desire which is found in all Assemblies to assert to the utmost the share of power which they think the constitution gives them, a disposition which I think the descendants of English, Irish and Scotch will be found as likely to persevere in as the descendants of Frenchmen.

It is not my desire, by anything I have said, to lead to a conclusion that the Legislature should not be united, unless that inference shall appear to be the sound deduction from the considerations I have stated.

I have set down what presented itself on both sides, anxious only that the decision may be made on sure grounds, and not formed upon erroneous conceptions or expectations which are not likely to be fulfilled.

I certify the foregoing to be a true copy of the original.

(Signed) G. HILLIER.

July 24th, 1822.

Copy "A."

Sir,—I now submit to you the clause respecting duties imposed in Lower Canada upon scows, rafts, &c., passing from Upper Canada through its waters, upon which I spoke to you yesterday.

Being entirely prospective, it was unnecessary to propose it while the measure for uniting of the Provinces formed part of the Canada Bill.

In addition to what I have already urged on this subject, I beg to refer to pages 39 and 40 of the Report of the Legislature of Upper Canada, in which the rates in question are complained of, and to page 50, for a copy of the Act by which they are imposed, and by which it will be seen that those rates are very considerable in amount, and that as they are raised solely for the Legislature of Lower Canada, so they are to be expended solely at its discretion.

I will only add that flour and lumber are the principal exports of Upper Canada; the former of which is sent down the St. Lawrence in scows, the latter in rafts and cribs; and that chiefly upon these exports of Upper Canada on their way to Great Britain, or to foreign markets, a sum has been levied under this Act which two years ago had accumulated to five thousand pounds sterling, and which remained in the treasury of the Lower Province unexpended, as appeared by the public accounts printed by order of its Legislature. It is scarcely credible by any but mercantile men how seriously impositions of much less amount than these upon the staple articles of a country may operate to the prejudice of its trade, especially in the present period of low profits and uncertain markets, and it is incorrect to imagine that the consumers who ultimately pay them are the only persons indemnified. They are deductions from the profit of the exporter, or, rather, in the present depressed state of trade, they add to his loss, and when our flour can scarcely find a market, and our timber, since the late regulations, can with difficulty be brought into competition with that from the Baltic, the addition of these rates, especially that of seven shillings and sixpence upon every crib of timber, becomes a consideration of very serious moment, to say nothing of the necessity of protesting against a principle which would place our Province entirely at the mercy of the other. I do hope, therefore, that His Majesty's Government will see the expediency of adding the proposed clause to the Bill, as it has no retrospective operation and goes merely in future to prevent such taxes being levied upon the people of Upper Canada under any pretence, leaving the improvement of the navigation an object equally interesting to both Provinces to be provided for by such means as they may both concur in.

I have the honor to be, &c.,

(Signed) Jno. B. ROBINSON,  
Commissioner from Upper Canada.

To ROBERT WILMOT, Esq.,

Under Secy. of State, &c., &c., &c.

Certified, G. HILLIER.

Copy "B."

The two Acts recently passed for regulating the trade between His Majesty's possessions in America and the West Indies and other parts of the World, and for regulating the trade between His Majesty's possessions in America and the West Indies and other places in America and the West Indies place the commerce of the North American Colonies on the most liberal footing. By the first a direct trade is opened to our shipping with all foreign countries in Europe or Africa, and it will be found that the list of articles to which the trade is restricted embraces almost every production which we could desire to import from those countries, since whatever this Kingdom manufactures could not be procured by us of so good quality or so cheaply elsewhere. Our trade henceforth with foreign nations is open as freely to us as to our fellow subjects of the United Kingdom, with this advantage over them, that the wines or other merchandise we may import from thence are not subject to the same heavy impositions.

What we can find to send in return is another consideration upon which must depend the extent to which we can avail ourselves of these advantages. An opportunity is given if we can improve it.

I learn that by another Act passed this session the same privilege of trading to the East Indies which has been given to private traders of the United Kingdom is with the same exceptions extended to the Colonies. The circumstances of the

Colonies may for some time render this privilege of little value, but while we are placed on the same footing with other British Subjects we cannot complain.

While these measures were in progress, I had some conversation with the President of the Board of Trade on the present state of the trade in Canada with respect to the article of tea, which is too notorious in both Provinces, and suggested that little injury would arise to the East India Company and much good to our own revenue if we could be allowed to import tea directly from the East Indies, or through the United States on payment of a certain duty. It was too late in the Session to propose a measure, which, as it would be in direct violation of the Company's Charter, could not during the existence of it be brought forward without their acquiescence, but it did not appear to me from what was said upon the subject that an application would be hopeless if urged in time to admit of its being well considered, and I am inclined to think it would be liberally entertained by the Government. I mention this that it may be thought of.

It will be seen that by the first Act different British Statutes are repealed of which the policy was to promote the trade of the Canadas by allowing the exportation from thence to certain parts of Europe of the productions of the United States brought by land or inland navigation without requiring certificates of origin, or in other words to make so far as these Statutes extended the Port of Quebec the outlet for the productions of the Northern States; but it may seem by the second section of what may be called the present Colonial Europe Trade Bill that they are only repealed to make way for what would appear a general extension of this policy, for by that section it is lawful to export from the Colonies direct to any foreign port in Europe or in Africa, &c., any article the growth, produce or manufacture of any such Colony, "*Or any article which may have been legally imported into any such Colony,*" and such undoubtedly would be the beneficial effect of that Statute if it stood alone; but it will be seen that the Acts for regulating the trade between the British possessions in America and the West Indies, and other places in America and the West Indies, and the Act Ch. 119, for regulating the inland trade between the Provinces of Upper and Lower Canada and the United States of America, have the effect of destroying this policy altogether, inasmuch as the principal productions of the United States cannot since those Acts be imported from the United States through any channel into the Canadas without being subject to considerable duties.

And therefore in this respect the trade of the Canadas is placed on a worse footing, in principle at all events, in hope not at present very materially so in practice. To avoid this, if possible, I suggested to the President of the Board of Trade the expediency of allowing both Provinces to continue as they have done to admit the productions of the United States by inland navigation, free of duty or otherwise, as they might think most advisable, because as the duties imposed by that Act (No. 2) on the importation of those articles by sea from the United States into the West Indies and other colonies were meant solely and expressly for our protection, and to encourage the agricultural productions of our Provinces, which were common with those of the United States; it was not necessary to protect ourselves against ourselves; and we might safely be allowed to judge whether the free admission of American Flour, Timber, &c., into our Province for exportation might not be beneficial to our trade without being injurious to our agriculture.

And I suggested that by allowing such importations we might, by exporting the productions of America with our own, be enabled immediately to supply the

West Indies entirely, and might carry on a more extensive trade with the other parts of the World. The answer, however, was a very obvious one, and, I admit, a very just one.

The West Indians, it was said, would justly complain if the price of the necessaries of life was raised upon them to enable us to dispose advantageously not only of our own productions, but of those of foreign countries. And if the productions of the United States brought by internal navigation into the Canadas were not made subject to the same duties as when imported into the other British Colonies, the Americans would complain that the relaxation professed to be made in the navigation laws for the benefit of a reciprocal commerce would be but partially extended, and would be rendered in a great measure nugatory by their productions being, when carried in their own shipping to our West India Islands, made subject to heavy duties, and admitted in the same islands free of duty if introduced by our shipping by a circuitous importation.

That would indeed be the direct effect as the West India Bill now stands. for the enumerated articles are subject only to duty when brought from a foreign country, and if the wording were otherwise, evasions would be unavoidable. Besides, the other North American Provinces might claim the same privileges for the same reasons that we should desire it, and if extended to them it would lead to their supplying the West India markets with American Flour to the exclusion of that produced in Canada.

I have been the more explanatory upon this subject, because perhaps it is the most important, and it may be of consequence to call the attention of the Legislature to these matters, which are necessarily much better understood by most others in Canada than myself. The general change in the system of the navigation laws introduced by the Act for "Regulating the trade of the British Possessions in America and the West Indies with other places in America and the West Indies" is a great National measure, prompted chiefly by the present deplorable state of the West India Islands, which the Planters attributed too much perhaps to the interruption of intercourse with the United States of America by the retaliatory system which that country had adopted. Every disposition has been shown to secure us against injurious consequences by the imposition of protecting duties on such articles from the United States as are equally produced in Canada.

Efforts were made by those interested in the Canada Trade to have those duties placed as high as possible, but duties so high as to be nearly prohibitory would have been in direct opposition to the principles and professed policy of the Bill. The West Indians, on the other hand, exerted themselves strenuously and most naturally to have the duties low, as they are principally on articles of the first necessity, and, whatever their amount, were direct sacrifices made by them to the interests of the other Colonies.

The Parliament endeavoured to fix the just medium, and though I imagine it was felt that the duties are scarcely sufficient to compensate the difference of transport, and to place our productions on equal terms with the American in the West India Markets, they are as high as could be obtained, or as would be patiently acquiesced in, and therefore are the more likely to be permanent. It will be seen that care is taken to guard against the introduction of American grain bonded in England into the West Indies except upon the same duties as if imported from the United States.

The omission to impose a duty upon Indian Corn Meal was accidental, and it is intended to remedy it next session. It was suggested a duty should be imposed upon rice, as it very much supersedes the consumption of flour, but it

was not considered just to protect the productions of the Canadas by imposing a duty upon other articles of equal and perhaps of greater necessity which they do not produce. Wheat, it seems, cannot be sent to the West Indies, and therefore no protection in regard to it was thought necessary. It is to be considered how far the omission of a duty on wheat may, consistently with the letter of the Act, admit of a trade in American Flour through the Canadas by importing the wheat and manufacturing it in the Provinces.

I have mentioned such matters as occurred to my recollection respecting the two Acts regulating the Colonial Trade generally, because Upper Canada is more or less interested in both, and because, as it is just to state, every opportunity was afforded me to make suggestions while they were in progress.

Upon the Act "For regulating the trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces," which more directly concerns us, it will readily occur that it might have been more desirable for the Provinces themselves that no provisions had been made with respect to the inland trade between them and the United States of America, and that they had been left to regulate it by their own enactments, as they have hitherto done, but as it would have been invidious towards the other Colonies to exempt these in any manner from the operation of the general system, so, for other reasons which I have before stated more particularly, a uniform system was so far insisted upon as to extend the permission to import into Canada by inland navigation, by American Ships as well as by British, or by land carriage, to the *same articles*, and upon the *same duties*, as are enumerated in the Schedules to the West India Trade Bill, and consequently the Schedules are the same in both for the sake of uniformity, although they are not so applicable to the nature of the trade in the one case as in the other. I should have been happy if the application of the general system to the inland trade of the Provinces, and, at least with respect to the duties, could have been dispensed with, but I do not consider the failure in this respect of much consequence. It will be seen that the Colonial Legislatures are not restrained from adding to the duties imposed by this Act; so that it is still in their discretion to protect their own agriculture by prohibitory duties upon American productions if they deem such a policy wise. It is only provided that not less than these duties shall be levied; higher duties even now existing are not repealed. This will be seen in the third clause of the Act, and in the West India Act the same provision is extended to all the Colonies.

The greatest difficulty I experienced was to prevent the inland intercourse between the Canadas and the United States from being limited, as the trade is in an express clause in the General Colonial Act to the articles enumerated in the Schedule, which, considering the peculiar situation of Upper Canada, so far from the ocean, would have been most ruinous, henceforth all the salt, ironware, mill-stones, machinery of all kinds and every cumbrous article must have come up the St. Lawrence at an expense greater than their present value, and we should have been precluded from getting a multitude of trifling articles which, from our contiguity to the United States, we find it convenient to get from thence, and by which the trade of Great Britain is in no degree injured. Upon this subject I made frequent representations, and it was at last placed upon the desired footing; so it will be found there is nothing in the present Act to prevent getting other articles from the United States than those enumerated upon such terms as we please, subject, however, to the restrictions of the navigation laws, *that they must be in British bottoms*, for it is only in respect of the enumerated articles that that

restriction is relaxed. And it is very material that the operation of the Act in this respect should be distinctly noticed, because the necessity conceived for the express enactments to allow the partial relaxation of the navigation laws upon the inland waters show the construction of the Parliament upon their general application to such navigation, no less than the particular clause in which they are adverted to. There was formerly, indeed, under the words of the 7th and 8th William and Mary, no room for doubt; but now it is placed beyond the possibility of dispute, that no articles can be imported into the Ports of Upper or Lower Canada in American bottoms, except as are in the Schedule, nor any carried from Port to Port in either Province in such bottoms, though it will be seen in the 10th section of the Bill that all articles may be exported from our Ports to the United States in American bottoms as in other colonies by the West India Act, for it was intended that our inland intercourse with the United States should not be subject to any restriction which had been relaxed in the other Colonies, and whether it would be prudent that that intercourse should be freed from the restrictions which still remain (I mean as to carrying in foreign bottoms) is a question of policy on which there may be different opinions, and on which the sentiments of the Colonies themselves would, I dare say, receive attention. In the meantime the effect of the Act is as I have stated it, and it is necessary it should be clearly understood.

The reasons of the other regulations in the Canada Act are sufficiently explained in the several enactments.

The provisions for adjusting all questions of revenue between the Provinces scarcely require explanation, as the reasons are sufficiently recited, and the subject has been already so much discussed, but a fear they may be misapprehended induces me to make a few remarks.

The claims for arrears of Provincial duties up to the expiration of the last agreement is confined to such as arise under the several agreements themselves, for it is considered just by the Government, and was conceded by our Commissioners at the last meeting, that the agreement must be considered final for the periods to which they refer, and that it is only to be inquired whether they have been performed or not, an enquiry which is extended to "The fair understanding and construction" of the agreements by express words in the Act. As to the proportion of duties under British Acts of Parliament it will be seen that it is perfectly open to Upper Canada to state any claim to the arbitrators, and to adduce evidence, except with respect to such periods as have been provided for by agreements, which is only that included within the agreement of 1817; but the decisions of such claims must rest with the Lords of the Treasury. It was objected to hear any principle as to the distribution of those duties to the decision of the arbitrators, and I concur in thinking that the present arrangement in that respect is most proper. I suggested for consideration the propriety of an appeal to the King in Council, or to the Lords of the Treasury, from the decision of the arbitrators, where they are authorized to decide, but it was thought it would be inexpedient, and I apprehend it would certainly have led to delay, for one party or the other would have appealed, and both have an equal chance of justice before the arbitrators.

The 23rd clause was inserted upon a suggestion while the Bill was in progress, and of course can be in no otherwise objectionable than as it is merely nugatory, because there are but three things which arbitrators can be called by the Act to consider: 1st, claims for arrears, of which Lower Canada never pretended to have any, and indeed it is impossible she should, as the agreements necessarily only provide for the payment to us of a proportion by that Province, as the receiver, in

the first instance, of the whole. 2nd, to declare for the time to come what proportion we shall have of the Provincial duties levied on importations by sea, and on this head it is impossible Lower Canada can have any claim, because she holds everything till it is decided what part she is to pay us, which is the only question. Thirdly, to claims to the distribution of duties under British Acts, and to report them for the decision of the Lords of the Treasury, and here the possibility of reciprocal claims is supposed and expressly provided for. However, the clause does no harm, as it carries the appearance of reciprocity, and if there was room for the reality it would be but just the provision should exist.

The proportion of the 1-5 of the duties levied since the 1st July, 1819, is all that would be conceded; as that was the last ratio established, indeed it could not be expected that the Government would propose more without an actual investigation and evidence of increased consumption, and besides, our Commissioners had offered to accept it. I knew the present state of our finances, and the encumbrances upon them would not admit of delay in the receipt now due; and therefore I consented to the 1-5 for a period not later than July, 1824; but it will be found by a careful perusal of the Act, particularly the 27th clause, that it remains open to Upper Canada to urge a claim to a proportion of the 14th Geo. III, greater than 1-5 upon the principles explained in the report since the expiration of the last provisional agreement, which claim the Lords of the Treasury will decide upon, and that in the meantime 1-5 of those duties also will for the present be received.

This provision with respect to the proceeds of duties under 14th Geo. III extends generally to the future.

The 19th clause renders necessary a previous understanding between the two Provinces respecting the imposition of duties, which it is but just should have place, as both are directly interested.

Nothing further occurs to me respecting these or the remaining provisions of this Act, or of the others I have remarked upon.

It will readily be supposed many other modifications have come under consideration, which, as they were not adopted, it is needless to advert to, but I hope it will be found generally that the different views of the subject were not overlooked.

(Signed) JNO. B. ROBINSON.

London, Aug. 27th, 1822.

LONDON, 27th August, 1822.

Copy.

Sir,—I have the honor to report to you for the information of His Honor the Lieutenant Governor that the Bill which His Majesty's Government had determined previously to my letter to you of the 16th of May to propose to Parliament, and of which I communicated to you the heads, was submitted to the Law Officers of the Crown, whose consideration of it necessarily occupies some time, and retards its introduction; and the Secretary of State for the Colonies having in the meantime deemed it advisable to incorporate with the Bill the provisions for regulating the inland intercourse of the Canadas with the United States of America, which the change of system lately adopted with respect to the trade of the British Colonies rendered necessary, a further delay was occasioned; and near the end of the month of May the Bill, embracing those regulations of trade, and the several enactments of which I had sent you the heads, was brought into the House of Commons by Mr. Wilmot, the Under Secretary of State for the Colonies. The extreme pressure of business before Parliament occasioned the subsequent postponement of its sub-

sequent stages from day to day, but as soon as it could again be taken up it was read a second time without opposition and passed through Committee, and, at the instance of His Majesty's Government, it was ordered to be re-committed on a day as distant as the advanced period of the Session would admit, and in the meantime to be printed. One of the copies of the Bill thus printed for the use of the Commons I have lately sent you. Upon the discussion which took place after this delay several members objected strenuously to the immediate passing of that part of the Bill which provided for the union of the Legislatures on the ground that it did not appear that the people of the two Provinces were aware that so great a change was contemplated, and that they might have objections to offer which, whatever might be the decision upon them ultimately, it was contended they ought to have an opportunity of urging.

The expediency of the change proposed was not denied in the discussion, and it was affirmed by those who interceded for the delay that, admitting the union to be expedient, the terms upon which it was proposed by the Bill to effect it appeared equitable and proper.

The objection went only to the inexpediency of passing a Bill at the late period of the session, effecting an important change, of which it was alleged, there was nothing before the House to prove the necessity which had not been denied on the part of either of the Provinces, and to which it was possible one or both might be very much opposed. These objections were over-ruled by a great majority of the members present, but upon a subsequent discussion, which took place upon the 23rd July, His Majesty's Ministers, finding that those who had objected to passing during the present session those clauses which respected the union of the Legislatures persevered in their opposition on the grounds they had first taken, declared themselves unwilling to press the measure, finding it did not meet, as they had expected it would, with the general concurrence of the House, and proposed themselves what had been suggested on the former debate, that so much of the Bill as relates to the constitution of the Canadas should be separated from the rest and brought in as a separate Bill, and should pass so far through its ordinary stages as to admit of its being printed in order that it might lie over for consideration and an opportunity be afforded to the inhabitants of the two Provinces to make any representations they might desire. It was expressly declared, however, by His Majesty's Ministers, that as they were entirely convinced of the expediency and even of the necessity of the measure, they only deferred it for the present lest the opposition which had unexpectedly been given to it, though only with respect to the time of its passing, might excite a prejudice against the Bill in the minds of the people of Canada and induce them to acquiesce less cheerfully than they otherwise would in any practical inconveniences which might be felt at first from the change. That they would therefore give time for an expression of opinion, but that they would proceed with the measure the next session unless some good grounds should be shown for supposing that the union contemplated would be injurious to the great interests of the Provinces; that though they acceded to it, they regretted the delay of a measure which appeared to them the best calculated to remove all future differences between the two Canadas, and to promote their ultimate security and prosperity, and which they thought, had it passed as they anticipated, by the unanimous voice of the British Parliament, would have been received with the same conviction by the Provinces themselves. With this declaration of their impression and declaration of their intentions for the future they moved that the Committee should be instructed to divide the Bill before the House into two parts; and that the first, comprehending the proposed union, should be proceeded in no further at

present than the second reading; that it might be printed and lie over to the next Session. The latter part of the Bill, embracing the provision for regulating the inland trade of the Canadas with the United States, and the several enactments for investigating and settling the claims of the Upper Province upon the Lower, and respecting the future distribution of the duties to be levied in the latter Province upon importations by sea, of the urgent necessity of which enactments, as well as of their justice the House declared themselves satisfied, was on a subsequent day reported by the Committee. The postponement of the proposed union of the Legislatures, and the possibility of His Majesty's Government upon further consideration relinquishing the measure entirely (which supposition, however, I have not the slightest ground for entertaining) rendered it necessary to provide in the Bill about to be passed against the recurrence of future inconvenience to Upper Canada from the acts of the Legislature of the Lower Province, which would not have been necessary, or which could not consistently have been done had the Legislatures of the Canadas been united. I therefore submitted the clauses 28 and 29 in the Act as it has passed nearly in the terms which I had first proposed them in the draft which I had laid before Earl Bathurst previously to the measure of uniting the Legislatures being resolved upon by His Majesty's Government.

The necessity, also, of protecting the exports of Upper Canada against taxation, direct or indirect, by the Legislature of Lower Canada, which is much insisted upon in the report, impelled me to press for the adoption of the clause No. 30 in the Act; and I accordingly submitted it to the Under Secretary of State with the explanations contained in my letter to him, of which a copy is sent herewith, marked "A." Objections were called for and urged in writing on the part of Lower Canada against this clause, as against the enactments before proposed, and Earl Bathurst having decided upon the reasonableness of affording the protection, it was submitted and passed by the Houses with these and other amendments rendered necessary by the division of the Bill; it passed through its subsequent stages and was assented to on the 3rd August. The clause respecting tenures of lands in Lower Canada having at the suggestion of several members in the House of Commons been incorporated with it as being one of unquestionable benefit, and not connected with the measure of uniting the Legislatures, nor requiring on that account to be postponed. I now transmit to you to be laid before His Excellency the Act which was passed, with such explanations as occur to me stated in the paper marked "B," and also a copy, printed for the use of the House of Commons, of the Bill for uniting the Legislatures, which it is intended to propose again in the next Session of Parliament.

With respect to the first, I am confident in my expectations that the provisions it contains for adjusting the claims of Upper Canada, and for preventing future injury to its trade or revenue by the acts of the other Province, will be acceptable to His Excellency, and satisfactory to both Houses of the Legislature; as they confirm in all respects the principles contended for, and afford, as nearly as possible, the remedies recommended by the report. The pleasure I feel at the successful issue of exertions which have necessarily been attended with much anxiety from my impression of the value of the objects contended for, greater even with respect to the future than the past, would be much lessened if I did not think every one of the provisions perfectly reconciled with the just rights, and by no means injurious to the fair interests of Lower Canada; and even with this conviction on my mind it is a strong additional source of satisfaction that not one of these measures was decided upon, or even discussed or proposed, before His Majesty's Government, but in the presence of gentlemen who, though they were not accredited agents of Lower

Canada, were from their situation and experience in that Province perfectly acquainted with its interests, and well qualified by their talents to represent them; and that objections from those persons to the claims of Upper Canada were not only received but called for.

With respect to the Bill for effecting the proposed union, His Excellency will readily understand from my former communications how much I have been relieved by the manner in which it has been disposed of, as it will afford to both Provinces an opportunity of considering beforehand the probable consequences of a very material change in their constitution; which with all the reflection I have been able to give it I confess I should be extremely sorry upon my own judgment, unaided by the opinion of those equally interested in its operation, to be in any degree instrumental in promoting or defeating.

On the one hand, had my first impression with respect to the policy of uniting the Legislatures been other than it was, I should not have ventured (especially in the particular situation in which I stood) without being instructed, and even without being acquainted with the sentiments of His Excellency, or of the Legislature or the people of the Province to urge a measure of so important and delicate a nature. On the other hand, being the bearer of an appeal from the Legislature of Upper Canada, which stated injuries resulting from the present relative situation of the two Provinces, which it was declared must be ruinous if suffered to continue, and for which an entire reliance was expressed in the wisdom of His Majesty to provide us a remedy, I felt that I should be acting most inconsistently with the situation in which I stood, if, without instructions, and merely on my own idea of their unfitness, I should fly in the face of the measures which His Majesty's Government proposed as most likely to yield us the security we desired, and which, for all I knew, might appear in the same light to most of the Inhabitants of the Province. It appeared to me clearly that I could do no more than press respectfully the adoption of other measures which appeared to me preferable, and to state plainly to the Government the result of my own consideration as to the inconveniences which might be apprehended, and the benefits which might safely be anticipated from a union; and this I did as fully as was in my power, not merely in a written paper, in which what occurred to me was necessarily thrown together hastily, and on the first impression, but also verbally, on all occasions upon which I was consulted. Indeed the ready access afforded to me, and to all who manifested any interest in the affairs of Canada, while these measures were under discussion, and the unreserved personal communications with which we were honored by Earl Bathurst and by the Under Secretary of State, prevented the necessity of a written correspondence.

When His Majesty's Government, after hearing all that could be urged, resolved to propose the union, and when I knew that many members of the House of Commons who frequently opposed the measures of the Government were supporters of this, and there was every reason to believe it would meet with general concurrence, I perceived clearly that unqualified opposition on my part, had I thought the measure decidedly called for it, besides being fruitless and in the character in which I stood unwarranted might have embarrassed and rendered ineffectual my applications upon the other points, and would have deprived me of the opportunity of interceding for those modifications of the proposed union which, if the Bill should pass, will secure the inhabitants of Upper Canada, I think in the most important points as much as they can be secured under the change of circumstances; and which perhaps may, in the opinion of the inhabitants, render the measure ulti-

mately beneficial to the Province, and reconcile them to any present practical inconveniences that cannot be avoided.

It may be satisfactory to His Excellency (inasmuch as I may be supposed to have been governed by instructions received before my departure) to learn that the line of conduct which I had pursued with respect to the union was distinctly stated by the Under Secretary of State in the House of Commons. In answer to a suggestion expressed by a Member that it was a measure urged by Upper Canada by its agent in opposition to the interests and wishes of Lower Canada, he corrected the misapprehension by declaring that it originated entirely with His Majesty's Government, and was not at the instance of either Province; that so far from soliciting it on the part of Upper Canada I had resisted it in its introduction, and had never urged publicly or privately, that I had afforded every information required of me and had stated merely my own impression as to the arguments for and against it.

What may be the opinion entertained in Upper Canada upon the policy of the Bill as it now stands, I am altogether at a loss to anticipate, and now that an opportunity is afforded of judging of it in all its details it is unnecessary that I should express my own; because it is no longer of consequence. It is due, however, to the confidence reposed in me, to state everything within my knowledge which may give to the Province the full benefit of the delay which has occurred. And I will, therefore, add that it appears to me His Majesty's Government remains as strongly impressed as ever with the conviction that the contemplated union would very much add to the importance and promote the prosperity of both Provinces, and that I have, therefore, no doubt as to their present determination to press the Bill during the next Session. And as it must be obvious that neither the Government nor the Parliament of this country can be influenced in their adoption of the measure by any other possible motive than a desire to advance the welfare and increase the value of the colonies; so it must be expected that if, notwithstanding any objections that may be urged, it shall appear that the union will be greatly beneficial to the two Provinces combined, an apprehension of slight practical inconveniences to either, or a more general repugnance to the measure, not accounted for on rational grounds will not be suffered to prevent it. I state this in order to impress my conviction that it will be important principally to consider the permanent consequences and the balance of good or evil likely to arise, and I should feel it a great injustice to His Majesty's Government not to add an assurance from my own experience that representations upon these subjects respectfully urged will be sure to be patiently received and most scrupulously weighed.

As to the probable determination of Parliament upon the measure, I can only state that I attended the discussions on the Bill and that I heard no opposition whatever offered to the principle, but that the expediency of uniting the Legislatures seemed to be the prevailing opinion, and that had the Government passed it the last Session the number of those who resisted it on the ground of time only was by no means sufficient to have prevented the Bill passing. I mention these facts that they may assist in forming a judgment of the probable issue of the measure. It was suggested in discussion in the House that witnesses should be examined at the bar, as in the year 1791, and either Province heard by counsel if it requested it. What steps the Province of Lower Canada may take I cannot conjecture. Some few merchants here connected with that Province petitioned at a very late period of the Session in favor of the Bill, and their Petition has been ordered to be printed. Other

gentlemen of the same class prefer a remonstrance to His Majesty's Government against it, and Mr. Marryatt, a member of the House of Commons, declared that he had received many communications from persons connected with that Province who were unfriendly to the union. One thing strikes me as most important to be attended to, whatever may be the opinion as to the Bill in its present shape, and that is, if the change does take place and in consequence of the representations of Lower Canada it should be effected upon terms which will give to Upper Canada less influence in the joint representation, or without any of the restrictions interposed to secure its interests, it may have the effect of making the latter Province a mere dependency upon the other; which I cannot but believe would be very fatal to its growing prosperity, and that consequently it is most important if the Bill should pass that it should pass in these respects unaltered.

Nothing further occurs to me which it can be of service to state respecting this measure, but it remains that I should entreat His Excellency's earliest attention to the very perplexing situation in which I am placed by its being thus depending. The business which I was deputed to urge is fully accomplished by the Act which I now send out, and nothing remains of those matters with which I am officially charged which should longer detain me from the discharge of my public duties in the Province, or from attending to my private affairs, from which much longer separation will be attended with severe inconvenience and loss; but, feeling deeply the interest which attaches to the approaching discussion, it appears to me that though the confidence of the Government and of the Legislature was reposed in me for other purposes which are fulfilled, I must in this unforeseen state of things consider myself so far the public agent that I cannot, at least without the sanction of His Excellency, withdraw myself from this country before the measure is disposed of, in the result of which and indeed in its minutest detail, the future political state of the Province, and consequently its future welfare and happiness, are so deeply concerned.

To attend to the further progress of this measure, as representing the interests of Upper Canada, involves a responsibility which I would not willingly see committed to other hands, but which, if possessed of the confidence and informed of the sentiments and wishes of the Province, I could not properly decline; and from which at all events I should feel it a reproach to fly. It would be very gratifying to me to assist in the deliberations to which the agitation of this question will probably lead in the Legislature of the Province, but not yet determined what course to take in a situation which many considerations concur to render very embarrassing. I have endeavored in this and former communications to put His Excellency in possession of all the information which I could communicate were I present either respecting the Bill depending or the Act which has been passed.

I forgot whether in my note, written hastily to you immediately on my perceiving the probability of the present result of the discussion before Parliament, I made any observation on the situation in which it placed me. If in the satisfaction I felt in the prospect of that result such a consideration did not so immediately occur to me, I think it will not have failed to suggest itself to His Excellency, and I earnestly hope I may receive some communication from you in answer to that note which may put me in possession of His Excellency's sentiments on that head. If not, I take the liberty of begging to be favored with them as speedily as possible in reply to this letter. In the former case the communication would certainly arrive in time, and in the latter it possibly might to enable me to return to Canada

so as to attend the Session of the Legislature at the ordinary period, if His Excellency should think I might with propriety leave this country.

I have the honor to be, etc.,

(Signed) JNO. B. ROBINSON.

To Major Hillier,

Secretary to His Excellency, the Lieutenant Governor.

Ordered that twenty-five copies of the communication from the Commissioner in England, with the Canada Trade and Union Bills, be printed for the use of this House, and that the printer of the Upper Canada *Gazette* be directed to send the same to each Member of this House with the *Gazette*, and charge the same to the House.

On motion made and seconded, the House adjourned until to-morrow at two o'clock p.m.

*Friday, 24th January, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshanks, Rev. John Strachan, Angus McIntosh, Joseph Wells, George H. Markland and John Henry Dunn. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House a message in the following words:

Mr. Speaker: The Commons House of Assembly have assented to the amendments made by the Honorable the Legislative Council in and to the Bill intituled "An Act to provide for the establishment of Courts in the District of Bathurst; and for other purposes therein mentioned."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
23rd January, 1823.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the fifty-eighth year of His late Majesty's reign, intituled 'An Act to authorize the enquiry and trial of offences committed within this Province without the limits of any described county or township thereof.'"

The deputation having withdrawn, the Bill was read the first time, and on motion made and seconded, ordered to be read a second time on Tuesday next.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the messages of His Excellency the Lieutenant Governor received yesterday, and to prepare addresses in answer thereto. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said messages into consideration and have prepared addresses in answer to them, which they submitted to the consideration of the House. Ordered that the report be accepted, and on motion made and seconded, ordered to be engrossed and read again this day.

Messrs. Crookshanks and Markland were appointed a Committee to enquire when His Excellency will be pleased to receive the addresses, and to present the same.

Pursuant to order, the addresses, being engrossed, were again read, and the question being put upon each respectively if it do now pass, was carried in the affirmative; whereupon the Speaker signed the same.

On motion made and seconded, the House adjourned till Monday next, at 2 o'clock p.m.

*Monday, 27th January, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, John McGill, William Dickson, Thomas Clark, George Crookshanks, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron, George H. Markland and John Henry Dunn. Prayers were read.

Mr. Cameron requested leave to present a Petition from the Magistrates of the Home District. Ordered to lie upon the table.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would receive the addresses of this House in answer to His Excellency's messages of the 23rd instant, reported that they had done so, and His Excellency being then ready to receive them they were presented as follows:

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada and Major General Commanding His Majesty's Forces therein, etc.

May it please Your Excellency: The Legislative Council returns thanks for your Excellency's message communicating an extract from a dispatch received from His Majesty's principal Secretary of State for the Colonies in reply to the joint address of the Legislative Council and House of Assembly to His Majesty, praying that half pay be granted to the Officers of the late Incorporated Battalion of Militia.

(Signed) WILLIAM D. POWELL, Speaker.

Legislative Council Chamber,  
24th January, 1823.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada and Major General Commanding His Majesty's Forces therein, etc.

May it please Your Excellency: The Legislative Council returns thanks for your Excellency's message communicating to them the papers which were received by your Excellency from the Commissioner in England.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber,  
24th January, 1823.

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Tuesday, 28th January, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, Rev. John Strachan, Angus McIntosh, Joseph Wells, George H. Markland and John Henry Dunn. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to repeal an Act passed in the fifty-eighth year of His late Majesty's Reign, intituled 'An Act to

authorize the enquiry and trial of offences committed within the Province without the limits of any described township or county thereof," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

Mr. Dickson requested leave to present a Petition from John Boswell of Cobourg. Ordered to lie upon the table.

A deputation from the Commons House of Assembly being announced it was admitted and brought up for the concurrence of this House a Bill intituled "An Act to provide for the Establishment of a Public School in the District of Ottawa."

The deputation having withdrawn, the Bill was read the first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Wednesday, 29th January, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron, George H. Markland and John Henry Dunn. Prayers were read.

At 2 o'clock p.m., His Excellency the Lieutenant Governor, having come to the Legislative Council Chamber and being seated on the Throne, the Gentleman Usher of the Black Rod was ordered to direct the immediate attention of the Speaker and Members of the House of Assembly at the Bar of this House; and they being come thereto, His Excellency was pleased in His Majesty's name to assent to the following Bills:

1. An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned.

2. An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's Reign, intituled "An Act to make provision for the Improvement of the Internal Navigation of this Province."

The Speaker and Members of the House of Assembly having withdrawn, His Excellency the Lieutenant Governor was pleased to retire. Whereupon the House formed.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the relief of John Boswell."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

Pursuant to the order of the day a Bill intituled "An Act to provide for the Establishment of a Public School in the District of Ottawa" was read a second time: and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. The House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Thursday, 30th January, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, George H. Markland, and John Henry Dunn. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to provide for the establishment of a Public School in the District of Ottawa" was read a third time, and the question being put if the Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of John Boswell" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein and requested leave to sit again this day. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded the House adjourned during pleasure.

The House formed.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, and delivered to the Speaker, by command of His Excellency, the Public Accounts accompanied by a message. Major Hillier having withdrawn the said message was read as follows:

P. MATTLAND.

The Lieutenant Governor in transmitting to the Honorable the Legislative Council the Public Accounts of last year, together with estimates for the service of the current year, thinks proper to remark the beneficial effects of the late enactment for the revision of Militia pensions, by which the sum required for that branch of the Public expenditure has been reduced to less than one-third of its former amount.

30th January, 1823.

On motion made and seconded, the Committee on the Bill intituled, "An Act for the relief of John Boswell," was resumed. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were ordered to be engrossed, and the Bill as amended read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to permit the importation of Machinery into this Province free from duty for a limited time." The deputation having withdrawn the said Bill was read a first

time, and on motion made and seconded ordered that it be read a second time to-morrow.

On motion made and seconded it was ordered that Messrs. Markland and McIntosh have permission to absent themselves from the House for five days.

On motion made and seconded the House adjourned until to-morrow at 2 o'clock p.m.

*Friday, 31st January, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, George Crookshank, Rev. John Strachan, Joseph Wells, George H. Markland and John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill intituled, "An Act for the relief of John Boswell" was read a third time as amended, and the question being put if the said Bill do now pass it was carried in the affirmative, whereupon the Speaker signed the amendments and they were with the Bill carried down by the Master in Chancery to the Commons House of Assembly.

Pursuant to the order of the day the Bill intituled, "An Act to permit the importation of machinery into this Province free from duty for a limited time," was read a second time; and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again on Wednesday next. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded the House adjourned until Monday next at 2 o'clock p.m.

*Monday, 3rd February, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, George Crookshank, Rev. John Strachan, George H. Markland and John Henry Dunn.

Prayers were read.

A deputation from the Commons House of Assembly being announced it was admitted and brought up for the concurrence of this House a Bill intituled, "An Act granting to His Majesty a sum of money for the support of a Public School in the Bathurst District," and a Bill intituled, "An Act granting to His Majesty a sum of money for the support of common schools in the Bathurst District," and also a Bill intituled, "An Act granting to His Majesty a sum of money to be applied to the payment of a salary to the Sheriff of the Bathurst District."

The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

House adjourned till to-morrow at 2 o'clock p.m.

*Tuesday, February 4th, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, George Crookshank, John Strachan, Joseph Wells, George H. Markland and John Henry Dunn.

Prayers were read.

On motion made and seconded, ordered that the order of the day be discharged and made the order of the day on Thursday next.

The Honorable and Rev. Dr. Strachan requested leave to present the Petition of Ambrose Blacklock. Ordered to lie on the Table.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House the following messages and resolutions:—

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Hon. the Legislative Council in and to the Bill intituled, "An Act for the relief of John Boswell."

Commons House of Assembly,

Monday, 3rd February, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Mr. Speaker: The Commons House of Assembly respectfully request the concurrence of the Honorable the Legislative Council in certain Resolutions they have this day adopted, a copy of which is herewith transmitted.

Commons House of Assembly,

Monday, 3rd February, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Resolved that by the laws now in force in this Province all foreign Protestants are admissible to become settlers therein on conforming to the provisions contained in the said laws, and that on having done so may hold lands and enjoy all the privileges and immunities of natural born subjects within the Province.

Resolved that from ignorance of the law and unavoidable difficulties many inhabitants of the Province otherwise qualified have neglected or been unable to qualify themselves according to the law, by which means they cannot legally exercise and enjoy the rights of subjects within the same.

Resolved that some Legislative provision is absolutely necessary for quieting the minds of all such persons and securing to them the enjoyment of their rights and properties as His Majesty's subjects.

Resolved that this provision can only be made by the Imperial Parliament.

A true copy from the Minutes.

(Signed) G. POWELL, Clerk.

The deputation having withdrawn the said messages and resolutions were read and on motion made and seconded, ordered that the House do, on Thursday next, resolve itself into a Committee of the Whole to take the said resolutions into consideration.

On motion made and seconded. the House adjourned until to-morrow at 2 o'clock p.m.

*Wednesday, 5th February, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; William Dickson, George Crookshank, Rev. John Strachan, Joseph Wells, George H. Markland and John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act to permit the importation of machinery into this Province free from duty for a limited time." House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress and requested leave to sit again on Friday next. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up for concurrence a Bill intituled, "An Act to provide for the erection of a Jail and Court House in and for the Home District."

The deputation having withdrawn the Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Thursday, 6th February, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, George Crookshank, Rev. John Strachan, Joseph Wells, George H. Markland and John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill intituled, "An Act granting to His Majesty a sum of money for the support of Common Schools in the Bathurst District," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, ordered that a conference be requested with the Commons House of Assembly on the subject matter thereof; and a message in the following words being signed by the Speaker, was by the Master in Chancery carried down and delivered to that House.

Mr. Speaker: The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled, "An Act granting to His Majesty a sum of money for the support of Common Schools in the Bathurst District," and have appointed a Committee of two Members who will be ready to meet the Committee of the Commons House of Assembly in the joint Committee Room for that purpose at 2 o'clock p.m. to-morrow.

Legislative Council Chamber,

6th February, 1823.

(Signed) WM. DUMMER POWELL, Speaker.

The Hons. Messrs. Strachan and Markland were appointed a Committee for that purpose.

Pursuant to the order of the day, the Bill intituled, "An Act granting to His Majesty a sum of money to be applied in the payment of a salary to the Sheriff of the Bathurst District," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled, "An Act granting to His Majesty a sum of money for the support of a Public School in the Bathurst District," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the resolutions of the House of Assembly received on Tuesday last. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said resolutions into consideration, had made some progress therein, and requested leave to sit again on Monday next. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill intituled, "An Act for the erection of a Jail and Court House in and for the Home District," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be read a third time to-morrow.

On motion made and seconded the House adjourned until to-morrow at 2 o'clock p.m.

*Friday, 7th February, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, Rev. John Strachan, Angus McIntosh, Joseph Wells, George H. Markland, and John H. Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill intituled, "An Act for granting to His Majesty a sum of money for the support of a Public School in the Bathurst District," was read a third time, and the question being put if the Bill do now pass. it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day the Bill intituled, "An Act granting to His Majesty a sum of money to be applied in payment of a salary to the Sheriff of the

Bathurst District," was read a third time, and the question being put if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day the Bill intituled, "An Act to provide for the erection of a Jail and Court House in and for the Home District," was read a third time, and the question if the Bill do now pass being put it was carried in the affirmative, whereupon the Speaker signed the same, and the said Bills were by the Master in Chancery carried down and returned to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have appointed a Committee of four of its members to confer with the Committee appointed by the Honorable the Legislative Council on the subject matter of the Bill intituled, "An Act granting to His Majesty a sum of money for the support of Common Schools in the Bathurst District," in the joint Committee Room at 2 o'clock p.m. to-morrow.

Commons House of Assembly,

Thursday, 6th February, 1823.

(Signed) LEVIUS P. SPERWOOD, Speaker.

The Deputation having withdrawn the said message was read.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill intituled, "An Act granting to His Majesty a sum of money for the support of Common Schools in the Bathurst Districts," reported that they had done so.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled, "An Act to authorize the licensing of Ale Houses in certain Towns and Villages in this Province."

The deputation having withdrawn the said Bill was read a first time, and ordered to be read a second time on Monday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act to permit the importation of machinery into this Province free from duty for a limited time." House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded the amendments were read, ordered to be engrossed, and the Bill as amended ordered to be read a third time on Monday next.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act for the relief of Religious Societies."

The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Tuesday next.

The Honorable and Rev. John Strachan gave notice that he should, on Tuesday next, move that a Committee be appointed to take into consideration the petition of Ambrose Blacklock.

On motion made and seconded the House adjourned until Monday next at 1 o'clock p.m.

*Monday, 10th February, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells.

Prayers were read.

Pursuant to the order of the day the Bill intituled, "An Act to permit the importation of machinery into this Province free from duty for a limited time," was read a third time as amended, and the question being put if the said Bill as amended do now pass it was carried in the affirmative, whereupon the Speaker signed the amendments and the Bill as amended was by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day the Bill intituled, "An Act to authorize the licensing of Ale Houses in certain towns and villages in this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the Report be accepted, and on motion made and seconded ordered to be read a third time on Thursday next.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly requests that the Honorable the Legislative Council will appoint a Committee to take into consideration with a Committee of this House that part of His Excellency's Speech at the opening of the present Session relative to the Bill proposed by the Commons of the Imperial Parliament at its last session, for Uniting the Legislatures of Upper and Lower Canada.

Commons House of Assembly,

7th February, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation having withdrawn the said message was read, and on motion made and seconded ordered that the House do on to-morrow resolve itself into a Committee of the Whole to take the said message into consideration.

Pursuant to the order of the day the House resolved itself into a Committee of the Whole to take into further consideration the Resolutions of the Commons House of Assembly received the 4th instant. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair.

The Chairman reported that the Committee had made further progress and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded the House adjourned until to-morrow at 1 o'clock p.m.

*Tuesday, 11th February, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells and George H. Markland.

Prayers were read.

Pursuant to the order of the day the Bill intituled, "An Act for the relief of Religious Societies," was read a second time, and on motion made and seconded ordered that the House do resolve itself into a Committee to take the Bill into consideration this day three months.

Pursuant to the order of the day the House resolved itself into a Committee of the Whole to take into consideration the message of the Commons House of Assembly requesting the appointment of a Committee to take into consideration, jointly with a Committee of the Commons House of Assembly, that part of His Excellency the Lieutenant Governor's Speech at the opening of the present Session relative to the proposed Union of the two Legislatures of Lower and Upper Canada. House in Committee, Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the message into consideration, and recommended that a Committee be appointed for the purpose proposed in the said message. Ordered that the Report be accepted, and on motion made and seconded the Honorable Messrs. Dickson, Clark, Crookshank, Strachan, Wells and Markland were appointed a Committee for that purpose, and a message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker: The Honorable the Legislative Council have acceded to the request of the Commons House of Assembly and have appointed a Committee of six members to take into consideration, jointly with a Committee of the Commons House of Assembly, that part of His Excellency's Speech at the Opening of the present Session, relative to the Bill proposed to the Commons of the Imperial Parliament at its last Session for uniting the Legislatures of Upper and Lower Canada. The Committee of the Honorable the Legislative Council will be ready to meet the Committee of the Commons House of Assembly in the joint Committee Room on Thursday next at 12 o'clock noon.

Legislative Council Chamber,

11th February, 1823.

(Signed) WM. DUMMER POWELL, Speaker.

A message from His Excellency the Lieutenant Governor being announced Major Hillier was admitted and delivered to the Speaker the following messages:

P. MAITLAND.

The Lieutenant Governor thinks proper to call the attention of the Honorable the Legislative Council to the amount of Provincial funds vested in the Bank of Upper Canada. The prudence of the Legislative Council, the Lieutenant Governor imagines, will think it necessary to embrace the earliest occasion for altering the present legal regulations in such a manner as to ensure the public a representation on a suitable scale at the Board for directing the affairs of that institution.

Government House, 12th February, 1823.

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council a Copy of the General Statement of the duties levied at the Port of Quebec from the 6th July to the 10th October, 1822, together with a note thereon by the Acting Inspector General.

(Signed) P. MAITLAND.

Government House, 12th February, 1823.

Major Hillier having withdrawn, the said messages were read.

On motion made and seconded the House resolved itself into a Committee of the Whole to prepare instructions for the Committee appointed to meet the Committee of the Commons House of Assembly on Thursday next. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had agreed to certain instructions for their Committee, which they recommended to the adoption of the House. Ordered that the Report be accepted, and the instructions, being read as follows, were ordered to be adopted.

Instructions: That the Committee be instructed to adopt such a general intermediate course as will best express a full sense of the present prosperity which they owe to His Majesty's Government, which has been so graciously secured by past and present enactments, and declare their willingness to rely with confidence in the wisdom and policy which have hitherto directed His Majesty's great and glorious empire.

On motion made and seconded the House adjourned until Thursday next at 2 o'clock p.m.

*Thursday, 13th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

The Committee appointed to meet the Committee of the Commons House of Assembly to take into consideration that part of His Excellency's Speech relative to the proposed Union of the Legislatures of the Provinces of Upper and Lower Canada, reported that they had met the Committee of the Commons House of Assembly and had adjourned till a future time. Ordered that the Report be accepted.

On motion made and seconded, ordered that the instructions given by this House on Tuesday last to its Committee be rescinded.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Bill intituled, "An Act to authorize the licensing of Ale Houses in certain towns and villages in this Province," be discharged, and that the Bill be now re-committed. House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration and recommended that a conference be requested with the Commons House of Assembly on the subject matter hereof. Ordered that the report be accepted; and the Hon. Messrs. Wells and Markland being appointed a Committee for that purpose, a message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down to the Commons House of Assembly:—

Mr. Speaker: The Hon. the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled, "An Act to authorize the licensing of Alehouses in certain towns and villages in this Province," and have appointed a Committee of two members, who will be ready to meet a Committee of the Commons House of Assembly in the Joint Committee Room at twelve o'clock noon, to-morrow.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 13th Feby., 1823.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to provide for the completion of the Gaol and Courthouse in the London District of this Province." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker: The Commons House of Assembly have appointed a Committee of four of its members to confer with the Committee appointed by the Honorable the Legislative Council on the subject matter of the Bill intituled, "An Act to authorize the licensing of Alehouses in certain towns and villages in this Province.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 13th February, 1823.

The deputation having withdrawn, the said message was read.

The Hon. and Rev. Dr. Strachan requested leave to present the petition of the President, Directors and Company of the Bank of Upper Canada. Ordered to lie on the Table.

The Honorable William Dickson requested leave to present the petition of Matthew Crooks of Ancaster, Esquire. Ordered to lie on the table.

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Friday, 14th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker, John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. Jno. Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and Geo. H. Markland. Prayers were read.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill intituled, "An Act to authorize the licensing of Alehouses in certain towns and villages in this Province," reported that they had done so.

Pursuant to the order of the day, the Bill intituled, "An Act to provide for the completion of the Gaol and Courthouse in the London District of this Province," was read a second time; and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill; and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted.

The Hon. Messrs. Dickson and Crookshank were appointed a Committee for that purpose, and a message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down to the Commons House of Assembly.

Mr. Speaker: The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled, "An Act to provide for the completion of the Gaol and Courthouse in the London

District of this Province," and have appointed a Committee of two members who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the Joint Committee Room at 12 o'clock noon, on Monday next.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 14th February, 1823.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the message from His Excellency the Lieutenant Governor respecting the amount of Provincial funds vested in the Bank of Upper Canada; and to prepare an address in answer thereto. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said message into consideration, and had prepared an address which they recommended to the adoption of the House. Ordered that the Report be accepted, and on motion made and seconded, the address was read, ordered to be engrossed and read again on Monday next.

On motion made and seconded the House resolved itself into a Committee of the Whole to take into consideration the 47th Rule of this House. House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had prepared a resolution; which they recommended to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the resolution was read and ordered to be adopted, as follows:—

Resolved, that the 47th Rule does not relate to cases in which application is made for the loan of a sum of money for the purpose of building a Gaol or Court House in any District by consent of the Magistrates in Quarter Sessions assembled when no new tax is to be levied in the District; provided no opposition appears to exist against the measure.

On motion made and seconded, the House adjourned until Monday next at two o'clock, p.m.

*Monday, 17th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Address in answer to the message from His Excellency the Lieutenant Governor was read a third time, and the question if it do now pass being put, was carried in the affirmative. Whereupon the Speaker signed the same, and the Hon. Messrs. Wells and Cameron were appointed a Committee to wait upon His Excellency, to know when he would be pleased to receive the Address, and to present the same as follows:

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc.

May it please Your Excellency: The Legislative Council return thanks for Your Excellency's message respecting the amount of Provincial funds vested in the

Bank of Upper Canada; and will embrace an early opportunity of considering the necessity of a change in the present legal regulations in such a manner as shall ensure to the public an equitable representation at the Board for directing the affairs of that institution.

(Signed) Wm. DUMMER POWELL, Speaker.

Legislative Council Chamber,  
17th February, 1823.

The Committee appointed to meet the Committee of the Commons House of Assembly, to take into consideration that part of His Excellency's Speech respecting the proposed union of the Legislatures of the two provinces, reported that they had done so.

The Hon. Mr. Dickson requested leave to present the petition of sundry inhabitants of the Province of Upper Canada against Orange Societies, and all party distinctions. Ordered to lie on the table.

The Hon. Mr. Markland gave notice that he would on Wednesday next move "That the House do resolve itself into a Committee of the Whole on that part of His Excellency's Speech which relates to the projected Union."

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Tuesday, 18th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and Geo. H. Markland. Prayers were read.

The Hon. and Rev. John Strachan present a Bill relative to the Bank of Upper Canada, which was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to continue for a limited time an Act passed in the fifty-eighth year of His late Majesty's reign, intituled 'An Act to continue, repeal part of and amend an Act passed in the fifty-sixth year of His Majesty's reign, intituled an Act granting to His Majesty duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned, and to extend the provisions of the same'; and a Bill intituled 'An Act to continue for a limited time an Act passed in the fifty-eighth year of His Majesty's reign, intituled An Act granting to His Majesty a duty on licenses to Auctioneers, and on goods, wares and merchandise sold by auction.'"

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

The deputation also brought up for the concurrence of this House a Bill intituled "An Act to repeal part of the tenth clause of an Act passed in the forty-eighth year of His late Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province'; and also part of an Act passed in the last Session of the present Parliament, intituled 'An Act to repeal part of and amend the laws now in force for the raising and training the Militia of this Province,' and to increase the strength of the Companies of Militia," which was read a first time, and ordered to be read a second time on Thursday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly has appointed a Committee to confer with the Committee appointed by the Honorable the Legislative Council on the subject matter of the Bill intituled "An Act to provide for the completion of the Gaol and Courthouse in the London District of this Province," in the joint Committee Room, at 12 o'clock this day.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
17th February, 1823.

The deputation having withdrawn, the message was read.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject of the Bill intituled "An Act to provide for the completion of the Gaol and Courthouse in the London District of this Province," reported that they had received from the Committee of the House of Assembly full assurance of petitions having been prepared and signed by the Magistrates of the London District respectively to the Legislative Council and Assembly, praying that such an Act might pass, but that the petition transmitted to the Legislative Council had been lost or mislaid, and that the tenor thereof was the same as that presented to the House of Assembly now accompanying this report.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

The Honorable Mr. Markland gave notice that he should move on Thursday next that the thanks of this House be given to John Beverley Robinson, Esquire, His Majesty's Attorney General for this Province, for the distinguished manner in which he has performed the important service intrusted to his charge by His Excellency the Lieutenant Governor.

On motion made and seconded, the House adjourned until to-morrow at two o'clock p.m.

*Wednesday, 19th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. Jno. Strachan, Angus McIntosh, Geo. H. Markland and Jno. H. Dunn. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to provide for the completion of the Gaol and Courthouse in the London District of this Province" was read a third time; and the question if it do now pass being put, was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master-in-Chancery carried down to the House of Assembly.

Pursuant to the order of the day, the Bill relative to the Bank of Upper Canada was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be engrossed and read a third time on Friday next.

Pursuant to the order of the day, the Bill intituled "An Act to continue for a limited time an Act passed in the fifty-eighth year of the reign of His late Majesty, intituled 'An Act to continue, repeal part of, and amend an Act passed in the fifty-sixth year of His Majesty's reign, intituled an Act granting to His Majesty duties on Licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned, and to extend the provisions of the same,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the whole to take the same into consideration. The House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be read a third time on Friday next.

Pursuant to the order of the day, the Bill intituled "An Act to continue for a limited time an Act passed in the fifty-eighth year of His late Majesty's reign, intituled 'An Act granting to His Majesty a Duty on Licenses to Auctioneers, and on goods, wares and merchandise sold by Auction,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time on Friday next.

The Hon. Mr. Markland requested leave to postpone his motion for the House to take into consideration that part of His Excellency the Lieutenant Governor's Speech relative to the proposed union of the two Provinces until to-morrow.

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

*Thursday, 20th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and Geo. H. Markland. Prayers.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of the tenth clause of an Act passed in the forty-eighth year of His late Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province,' and also part of an Act passed in the last Session of the present Parliament, intituled 'An Act to repeal part of and amend the laws now in force for raising and training of the Militia of this Province,' and to increase the strength of the Companies of Militia," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Strachan in the Chair.

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

A deputation from the Commons House of Assembly being announced, was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to establish a Police in the Town of Belleville."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the relief of Teachers in Common Schools in the Niagara District."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into consideration, that part of His Excellency's Speech which relates to the projected union of the Legislatures of the two Provinces. House in Committee. Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

The Honorable Mr. Markland requested leave to postpone his motion of thanks to John Beverley Robinson, Esquire, until Monday next.

On motion made and seconded, the House adjourned until to-morrow at two o'clock p.m.

*Friday, 21st February, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, Thomas Scott, William Dickson, Thomas Clark, Geo. Crookshank, Rev. Jno. Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and Geo. H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill relative to the Bank of Upper Canada was read a third time, and on motion made and seconded it was ordered that the title be "An Act to amend and repeal part of an Act intituled 'An Act to incorporate sundry persons under the style and title of the President, Directors and Company of the Bank of Upper Canada'"; and the question being put if the Bill do now pass was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to continue for a limited time an Act passed in the fifty-eighth year of His late Majesty's reign, intituled 'An Act to continue, repeal part of, and amend an Act passed in the fifty-sixth year of His Majesty's reign, intituled 'An Act granting to His Majesty duties on licenses to Hawkers, Pedlars and Petty Chapmen, and other trading persons therein mentioned,' and to extend the provisions of the same," was read a third time, and the question if it do now pass being put, was carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to continue for a limited time an Act passed in the fifty-eighth year of His late Majesty's reign, intituled 'An Act granting to His Majesty a duty on licenses to Auctioneers, and on goods, wares and merchandise sold by auction,'" was read a third time; and the question being put if it do now pass was carried in the affirmative; whereupon the Speaker signed the same, and the said Bills were by the Master-in-Chancery carried down to the House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to establish a Police in the Town of Belleville" was read a second time; and on motion made and seconded, ordered that the House do resolve itself into a Committee of the Whole to take the same into consideration this day three months.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the thirty-second year of His late Majesty's reign, intituled 'An Act to establish the Winchester Measure, and a standard for other weights and measures throughout this Province,' and to make more effectual provision for the establishment of weights and measures throughout this Province."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Monday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of His Majesty's reign, intituled 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every District thereof,' and also part of an Act passed during the last Session of the present Parliament, intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts,' and also part of an Act passed during the present Session, intituled 'An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts."

The deputation having withdrawn, the said Bill was read a first time; and on motion made and seconded, ordered to be read a second time on Tuesday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration that part of His Excellency's Speech relative to the projected union of the Legislatures of the two Provinces. House in Committee. Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had agreed to certain resolutions, which they recommended to the adoption of the House. Ordered that the report be accepted, and the resolutions being read as follows, the question was put if they be adopted, and carried in the affirmative.

Resolved, That we acknowledge with feelings of the most lively gratitude the paternal consideration of His Majesty in graciously affording us an opportunity of expressing our sentiments on the proposed change to the Constitution given to the inhabitants of this Province by our late much lamented and revered Sovereign, under which we have attained an eminent degree of happiness and prosperity.

Resolved, That since the period at which our rights were so beneficently secured to us, we can constantly trace the watchful care of His Majesty's Government over our interests, which was most fully displayed by the gracious attention paid to our last prayer, and the speedy and satisfactory relief afforded to us from difficulties in our fiscal and commercial relations with Lower Canada, which were pressing and increasing.

Resolved, That although we feel it due to ourselves thus to express our sense of the distinguished advancement we owe to that constitution, and to the constant care of His Majesty's Government, we confess our inability to decide upon the general policy of a measure which may have been suggested by considerations not connected with either Province, and therefore entirely confide in the justice and beneficence so long experienced, humbly hoping that if the Union should be finally

determined upon it will be so modified as to render them essentially and truly a British Colony.

Resolved, that an Humble Address be presented to His Majesty, expressing our attachment both in principle and affection to His Royal Person, and gratitude for past and present benefits; and our full reliance upon that wisdom and policy which have hitherto directed his great and glorious career.

On motion made and seconded, the Hon. Messrs. Clark, Strachan and Markland were appointed a Committee to prepare an humble address to His Majesty, in conformity to the foregoing resolutions.

On motion made and seconded, the House adjourned until Monday next, at one o'clock p.m.

*Monday, 24th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. Jno. Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled, "An Act for the relief of Teachers of Common Schools in the Niagara District," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again on Thursday next. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled, "An Act to repeal an Act passed in the thirty-second year of His late Majesty's reign intituled 'An Act to establish the Winchester measure and a standard for other weights and measures throughout this Province, and to make more effectual provision for the establishment of an uniformity of weights and measures throughout this Province,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again on Thursday next. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act granting to His Majesty a sum of money for the purposes therein mentioned." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

The deputation also brought up a Bill intituled, "An Act to confirm certain marriages heretofore contracted in this Province," and a Bill intituled, "An Act for the relief of Matthew Crooks," which were read a first time, and on motion made and seconded, ordered to be read a second time on Wednesday next.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province. The deputation having withdrawn, the

said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Wednesday next.

A Message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who delivered to the Speaker a letter and certain accompanying documents from the Commissioner in England. Major Hillier having withdrawn, the message was read from the Chair, and again by the Clerk, with the accompanying documents, as follows:

P. MAITLAND.

The Lieutenant Governor thinks proper to transmit copies of a communication from the Commissioner in England by which his detention at the seat of Government will be made known to the Hon. the Legislative Council.

The Lieutenant Governor, while congratulating the House upon this event as likely to have an influence highly favorable to the interests of this Colony in the important arrangements now depending in the Councils of the Parent State, feels confident that the Hon. Legislative Council will not fail to concur in placing at his disposal means towards defraying the expenses of a service which must thus be protracted far beyond the period originally contemplated.

Government House, 24th February.

(Copy.)

London, 76 Gower Street,  
Bedford Square, Decr. 28th, 1822

Sir,—I have the honor to acknowledge the receipt of Your letter of the 21st October, 1822, in which you conveyed to me the wish of His Excellency the Lieutenant Governor, that as the objects of my mission to England had been accomplished it might be convenient to me to return to my duties in that Province by the middle of January, or as soon after as circumstances would admit; and I beg to state to you for the information of His Excellency the Lieutenant Governor that being at that time in constant communication with the Colonial Office on several matters involving the interests of Upper Canada; and being more particularly engaged in assisting in the details of a plan for promoting emigration to Upper Canada by the aid of the Government upon a system which is at present under consideration, and which if it shall ultimately be adopted cannot fail to be of the greatest advantage to the Province, I lost no time in acquainting Earl Bathurst with the necessity for my immediate departure from England, by transmitting to him your letter of the 21st October, with a note from myself, of which I enclose you a copy.

His Lordship was absent from London at the time, but the Under Secretary of State requested me to remain until I should hear from His Lordship, and yesterday I received a letter from Mr. Wilmott of which I transmit you a copy.

His Excellency will perceive by this letter, that my stay in this country is necessarily protracted beyond the period to which it would have otherwise been limited upon the receipt of the instructions conveyed in your letter of the 21st of October, for which I have been waiting with anxiety, doubtful whether under existing circumstances it would be most proper for me to remain longer in this country, or to return to Upper Canada.

I have the Honor to be, &c.

(Signed) JNO. B. ROBINSON.

To Major Hillier, Secretary to His Excellency, the Lieutenant Governor,

(Certified) G. HILLIER.

(Copy.)

Downing Street, 27th December, 1822.

Sir,—I am directed by Lord Bathurst to inform you that he has received your letter of the 16th inst., enclosing one which was addressed to you by Major Hillier, by the direction of Sir Peregrine Maitland, and expressing his hopes that you might be enabled to return to your duties in Upper Canada by the middle of January, or as soon afterwards as circumstances would permit, and His Lordship has desired me to inform you that he wishes you to remain in England until after the meeting of Parliament in the month of February; at the same time His Lordship hopes that your detention here will not create any inconvenience to Sir Peregrine Maitland, especially as your presence and assistance in this country may be materially useful to the interests of Upper Canada.

I have the Honor to be, etc.

R. WILMOT.

J. B. Robinson, Esq., etc.

True Copy (Signed) G. HILLIER.

A motion made and seconded, the House resolved itself into a Committee of the Whole to take the message into consideration, and to prepare an address to His Excellency in answer thereto. House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said message into consideration, and had prepared an address in answer thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the address was ordered to be engrossed, and read a third time this day.

Pursuant to the Order of the Day the Address was read as engrossed, and the question being put if it do now pass was carried in the affirmative.

On motion made and seconded the Honorable Messrs. Clark and Markland were appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the Address, and to present the same.

On motion made and seconded the House adjourned until to-morrow at 1 o'clock p.m.

*Tuesday, 25th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron, George H. Markland and John Henry Dunn. Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor with the Address of this House in answer to His Excellency's message of yesterday reported that they had presented the same as follows:—

To His Excellency, Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada and Major General Commanding His Majesty's Forces therein, etc.

May it please Your Excellency,—The Legislative Council return thanks for Your Excellency's message transmitting copies of a communication from the Commissioner in England, by which his detention at the Seat of Government was made known

The Legislative Council feel particularly gratified by an event which they are assured will have an influence highly favorable to the interests of this colony in the important arrangements now depending in the Councils of the Parent State, and will not fail to concur in placing at the disposal of Your Excellency means towards the defraying of expenses of a service which must thus be protracted far beyond the period originally contemplated.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 24th February, 1823.

Pursuant to the Order of the Day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act to repeal part of the 10th clause of an Act passed in the 48th year of His Majesty's Reign, intituled, 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province,' and also part of an Act passed in the last session of the present Parliament intituled 'An Act to repeal part of and amend the laws now in force for the raising and training of the Militia of this Province'; and to increase the strength of the companies of Militia." The House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said Bill and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the Report be accepted, and on motion made and seconded the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the Day, the Bill intituled "An Act granting to His Majesty a sum of money for the purposes therein mentioned," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had agreed thereto without any amendment. Ordered that the Report be accepted, and on motion made and seconded that the Bill be read a third time to-morrow.

Pursuant to the Order of the Day, the Bill intituled "An Act to repeal part of an Act passed in the 33rd year of His late Majesty's Reign intituled 'An Act to establish a Court of Probate in this Province and also a Surrogate Court in every district thereof,' also part of an Act passed during the last session of the present Parliament intituled 'An Act to reduce into one Act the several laws now in force establishing district courts and regulating the practice thereof, and also to extend the powers of the said district courts,' and also part of an Act passed during the present session intituled 'An Act to provide for the establishment of courts in the district of Bathurst, and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts and further to extend the powers of the said District Courts," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, had made some progress therein and requested leave to sit again on Monday next. Ordered that the Report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to afford relief to persons claiming lands in this province under assignments from heirs, devisees or assignees of the original nominees of the Crown in cases where no patents have issued, and for other purposes therein mentioned." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who informed the Speaker that he was the bearer of a message from His Excellency to this House. Major Hillier having withdrawn, the message was read by the Speaker and again by the Clerk as follows:—

P. MAITLAND.

The Lieutenant Governor thinks proper to express his regret that he must be deprived of the satisfaction of laying before the Honorable Legislative Council any information respecting the proceedings of the Board for arbitrating on the respective claims of the Sister Provinces during the present Session; the adjournment of the Board and separation of the Members having been notified to the Lieutenant Governor by the arbitrator for this Province.

Govt. House, February, 1823.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act to limit the sale of Spirituous Liquors to Indians within the organized counties or townships within this province." The deputation having withdrawn, the said Bill was read a first time and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded the House adjourned until to-morrow at 1 o'clock p.m.

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*Wednesday, 26th February, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, George H. Markland. Prayers were read.

Pursuant to the Order of the Day the Bill intituled, "An Act granting to His Majesty a sum of money for the purposes therein mentioned," was read a third time, and the question being put if the Bill do now pass, was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the Order of the Day, the Bill intituled "An Act to repeal part of the 10th clause of an Act passed the 48th year of His late Majesty's Reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training of the Militia of this Province,' and also part of an Act passed in the last session of the present Parliament intituled 'An Act to repeal part of and amend the laws now in force for the raising and training the Militia of this province,' and to increase the strength of companies of Militia," was read a third time as amended; and the question being

put if it do now pass was carried in the affirmative, whereupon the Speaker signed the amendments, and the said Bills were by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the Order of the Day, the Bill intituled "An Act to confirm certain marriages heretofore contracted in this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, had made some progress therein, and requested leave to sit again on Friday next. Ordered that the report be accepted and leave given accordingly.

Pursuant to the Order of the Day, the Bill intituled "An Act for the relief of Matthew Crooks was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee, Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the division of the Township of Ameliasburgh in the County of Prince Edward." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Friday next.

Pursuant to the Order of the Day, the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Courts of King's Bench in this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act to continue part of an Act passed in the 59th year of His late Majesty's Reign intituled, An Act for establishing a Police in the Town of Niagara." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

Pursuant to the order of the Day, the Bill intituled "An Act to limit the sale of Spirituous Liquors to Indians within the organized counties or townships in this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again on Friday next. Ordered that the report be accepted and leave given accordingly.

Pursuant to the Order of the Day, the Bill intituled "An Act to afford relief to persons claiming lands in this province under assignments from heirs, devisees or assignees of the original nominees of the Crown, in cases where no patents have

issued, and for other purposes therein mentioned," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

The Hon. Mr. Markland gave notice that he would, on Friday next, move "That the House do now resolve itself into a Committee of the whole on a message received from His Excellency, communicating an extract from a despatch from Earl Bathurst in reply to an Address to His Majesty relating to half-pay for the incorporated Militia."

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to restrain the selling of Beer, Ale, Cider and other Liquors not Spirituous in certain towns and villages in this Province; and to regulate the manner of licensing ale-houses within the same."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for concurrence of this House a Bill intituled "An Act for the relief of George de Long, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Friday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for concurrence of this House a Bill intituled "An Act to repeal part of an Act passed in the first year of His Majesty's reign, intituled 'An Act for altering the time of holding the general quarter sessions of the Peace in the Home District,' and further, to fix the time of holding the said quarter sessions."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Friday next.

On motion made and seconded the House adjourned until to-morrow at 1 o'clock p.m.

*Thursday, 27th Feb'y, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

The Committee appointed to prepare an Address to His Majesty reported that they had done so. Ordered that the report be accepted.

The Address being read, on motion made and seconded, ordered that the order of the day be postponed, and that the House do now resolve itself into a Committee of the Whole to take the Address into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had agreed to the Address, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Address be engrossed.

On motion made and seconded, ordered that the Hons. Messrs. Clark, Strachan and Markland be a Committee to prepare an Address to His Excellency the Lieutenant Governor, praying him to transmit the Address to His Majesty to be laid at the foot of the Throne.

On motion made and seconded, the Hon. Messrs. Wells and Markland were appointed a Committee to prepare an Address of thanks to His Excellency the Lieutenant Governor for his communication respecting the proceedings of the Board for arbitrating on the respective claims of the Sister Provinces.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Hon. the Legislative Council in and to the Bill intituled "An Act to permit the importation of Machinery into this Province free from duty for a limited time."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
27th Feb'y, 1823.

The deputation having withdrawn, the said message was read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act for the relief of Teachers of Common Schools in the Niagara District." House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again on Wednesday next. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to repeal an Act passed in the 32nd year of His late Majesty's Reign, intituled 'An Act to establish the Winchester Measure and a standard for other weights and measures throughout this Province,' and to make more effectual provision for the establishment of a uniformity of weights and measures throughout this Province." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act for the relief of Matthew Crooks." House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province." House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration, and had made some amendments

thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time on Monday next.

On motion made and seconded, ordered that copies of the Bill with the amendments be sent to the Judges and request their opinion before Monday.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up the Bill intituled "An Act to amend and repeal part of an Act intituled 'An Act to incorporate sundry persons under the style and title of The President, Directors and Company of the Bank of Upper Canada,'" in which that House had concurred.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to afford relief to persons claiming lands in this Province under assignments from heirs, devisees, or assignees of the original nominees of the Crown in cases where no patents have issued, and for other purposes therein mentioned." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to restrain the selling of Beer, Ale, Cider and other liquors not spirituous in certain towns and villages in this Province and to regulate the manner of licensing ale-houses within the same," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be read a third time to-morrow.

Pursuant to the order of the Day, the Bill intituled "An Act to continue part of an Act passed in the 59th year of His late Majesty's Reign, intituled 'An Act for establishing a Police in the Town of Niagara,'" was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and the Hon. Messrs. Dickson and Clark were appointed a Committee for that purpose.

The Committee appointed to prepare an Address to His Excellency the Lieutenant Governor reported that they had done so, and on motion made and seconded, the Address was read, ordered to be engrossed and read again to-morrow. On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Friday, 28th Feb'y, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Duncan Cameron, George H. Markland. Prayers were read.

On motion made and seconded, ordered that the order of the day as relates to the Bill intituled "An Act to repeal an Act passed in the thirty-second year of His late Majesty's Reign, intituled 'An Act to establish the Winchester Measure and a standard for other weights and measures throughout this Province,' and to make more effectual provision for the establishment of a uniformity of weights and measures throughout this Province," be discharged, and that the Bill be now recommitted. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and on motion made and seconded, the Hon. Messrs. Dickson and Clark being appointed a Committee for that purpose, a message in the following words, signed by the Speaker, was by the Master in Chancery carried down to the Commons House of Assembly.

Mr. Speaker: The Honorable Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled "An Act to repeal an Act passed in the thirty-second year of His late Majesty's Reign, intituled an Act to establish the Winchester Measure and a standard for other weights and measures throughout this Province and to make more effectual provision for the establishment of a uniformity of weights and measures throughout this Province," and have appointed a Committee of two members, who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the joint Committee Room at 3 o'clock this day.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber,  
28th Feb'y, 1823.

The Master in Chancery also took down a message in the following words:—

Mr. Speaker: The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled "An Act to continue part of an Act passed in the fifty-ninth year of his late Majesty's Reign, intituled 'An Act to establish a Police in the Town of Niagara.'"

The Legislative Council have appointed a Committee of two of its members, who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the joint Committee Room at 3 o'clock this day.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber,  
28th Feb'y, 1823.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of Matthew Crooks," was read a third time, and the question if it do now pass being put, was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to restrain the selling of Beer, Ale, Cider and other liquors not spirituous in certain towns and villages in this Province, and to regulate the manner of licensing ale-houses within the same," was read a third time; and the question being put if it do now pass was carried in the affirmative; whereupon the Speaker signed the same and the said Bills were by the Master in Chancery carried down to the Commons House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to confirm certain marriages heretofore contracted in this Province." House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again on Wednesday next. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the Bill intituled "An Act to limit the sale of Spirituous Liquors to Indians within the organized counties or townships in this Province." House in Committee. Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the bill as amended read a third time on Monday next.

Pursuant to the order of the day, the Bill intituled "An Act for the division of the Township of Ameliasburgh, in the County of Prince Edward," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it for the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time on Monday next.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of George de Long, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again on Tuesday next. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act passed in the first year of His Majesty's Reign, intituled 'An Act for altering the time of holding the general Quarter Sessions of the Peace in the Home District,' and further to fix the time of holding the said Quarter Sessions," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time on Monday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to afford relief to persons claiming lands in this Province under assignments from heirs, devisees or assignees of the original nominees of the Crown, in cases where no patents have issued and for other purposes therein mentioned." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress, and requested leave to sit again this day. Ordered that the report be accepted, and leave given.

On motion made and seconded, the House adjourned during pleasure. The House formed.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the better preservation of the Herring Fishery at the outlet of Burlington Bay," and also a Bill intituled "An Act to repeal part of an Act passed in the fifty-ninth year of His late Majesty's Reign, intituled An Act to repeal an ordinance of the Province of Quebet passed in the twenty-fifth year of His Majesty's Reign, intituled An ordinance concerning Land Surveyors and admeasurement of lands, and also to extend the provisions of an Act passed in the thirty-eighth year of His Majesty's Reign, intituled 'An Act to ascertain and establish on a permanent footing the boundary line of the different Townships of this Province, and further to regulate the manner in which lands are hereafter to be surveyed,' in so far as it affects the Township of Cramahe, and to make other provisions for ascertaining the side lines of lots within the same, and also to authorize the correction of the eastern side line of said Township."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Tuesday next.

Pursuant to order, the House again resolved itself into a Committee of the Whole on the Bill intituled "An Act to afford relief to persons claiming lands in this Province under assignments from heirs, devisees or assignees of the original nominees of the Crown in cases where no patents have issued, and for other purposes therein mentioned." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again on Monday next. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned again during pleasure. The House formed.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the final relief of Insolvent Debtors in execution."

The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Mouday next.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who delivered to the Speaker certain messages and papers.

Major Hillier having withdrawn, the messages were read as follows:

P. MATTLAND.

The Lieutenant Governor transmits to the Legislative Council a copy of a report of the Commissioners for the improvement of the Internal Navigation of this Province.

Gov't House, 28th Feb'y, 1823.

P. MATTLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council copies of such reports of the Board of Trustees of District Schools as have been received since the last Session of the Legislature.

Gov't House, 28th Feb'y, 1823.

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council copies of such reports of the Boards of Education as have been received since the last Session of the Legislature.

Gov't House, 28th Feb'y, 1823.

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council copies of the accounts of the Treasurers of the several districts of this Province received since the last Session of the Legislature.

Gov't House, 28th Feb'y, 1823.

P. MAITLAND.

The Lieutenant Governor transmits to the Hon. Legislative Council copies of such assessment and population returns as have been received since the last Session of the Legislature.

Gov't House, 28th Feb'y, 1823.

Pursuant to the order of the day, the Address to His Excellency the Lieutenant Governor relative to the arbitration with Lower Canada was read a third time, and the question if it do now pass being put, was carried in the affirmative, whereupon the Speaker signed the same.

The Hon. Messrs. Crookshank and McIntosh were appointed a Committee to enquire when His Excellency would be pleased to receive the Address, and to present the same.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Address to His Majesty on the subject of the projected Union of the Legislatures of the two Provinces. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Address into further consideration, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Address as amended read a third time this day.

Pursuant to the order of the day, the Address to His Majesty was read a third time, and the question if it do now pass being put, was carried in the affirmative, whereupon the Speaker signed the same.

The Committee appointed to prepare an Address to His Excellency the Lieutenant Governor, praying him to transmit the Address to the King to be laid at the foot of the Throne, reported that they had done so. Ordered that the report be accepted.

The Address being read, on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and the leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Saturday, 1st March, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, Geo. Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act prescribing the mode of measuring the contents of wooden stills, also fixing the rate of duty to be paid on all stills used for the distillation of spirituous liquors within this Province."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Tuesday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up a message in the following words:—

Mr. Speaker: The Commons House of Assembly have agreed to a conference on the subject matter of the Bill intituled "An Act to repeal an Act passed in the thirty-second year of His late Majesty's Reign, intituled 'An Act to establish the Winchester Measure and a standard for other Weights and Measures throughout this Province,' and to make more effectual provision for the establishment of an uniformity of weights and measures throughout this Province," and have appointed four of its members to meet the conferees of the Hon. the Legislative Council in the joint Committee Room at 3 o'clock p.m. this day.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
28th Feb'y, 1823.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill intituled "An Act to repeal an Act passed in the thirty-second year of His late Majesty's Reign, intituled 'An Act to establish the Winchester Measure and a standard for other weights and measures throughout this Province,' and to make more effectual provision for the establishment of an uniformity of weights and measures throughout this Province," reported that they had done so.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Address to His Excellency the Lieutenant Governor, praying him to transmit the Address to His Majesty to be laid at the foot of the Throne. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Address into further consideration, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Address was read as amended, ordered to be engrossed, and read a third time this day.

Pursuant to notice, the Hon. Mr. Markland moved that the House resolve itself into a Committee of the Whole on a message received from His Excellency, communicating an extract from a despatch from Earl Bathurst in reply to an Address to His Majesty relating to half-pay for the incorporated Militia. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress therein, and requested leave to sit again on Tuesday next. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up a message in the following words:

Mr. Speaker: The Commons House of Assembly have agreed to a conference on the subject matter of the Bill intituled "An Act to continue part of an Act passed in the fifty-ninth year of His late Majesty's Reign, intituled 'An Act for establishing a Police in the Town of Niagara,'" and have appointed a Committee of four of its members for that purpose, who will meet the Committee of the Hon. the Legislative Council at the time and place by them appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
28th Feb'y, 1823.

The deputation having withdrawn, the said message was read.

The Committee appointed to confer with a Committee of the Commons House of Assembly on the subject matter of the Bill intituled "An Act to continue part of an Act passed in the fifty-ninth year of His late Majesty's Reign, intituled 'An Act for establishing a Police in the Town of Niagara,'" reported that they had done so.

Pursuant to order, the Address to His Excellency the Lieutenant Governor was read a third time, and the question being put if it do now pass, was carried in the affirmative, whereupon the Speaker signed the same.

The Hon. Messrs. McGill and Wells were appointed a Committee to know when His Excellency would be pleased to receive the Address.

On motion made and seconded, the House adjourned until Monday next at 2 o'clock p.m.

*Monday, 3rd March, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron, George H. Markland, and John Henry Dunn. Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor, with the Address relative to the arbitration with Lower Canada, reported that they had done so, and presented the Address as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency.—The Legislative Council returns thanks for Your Excellency's communication of the adjournment and separation of the arbitrators on the respective claims of the Sister Provinces, and for the expression of Your Excellency's regret at being deprived of the satisfaction of laying before the Legislative Council any information respecting the proceedings of the Board.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 28th February, 1823.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive this House with their Address to His Majesty reported that His Excellency had appointed to-morrow at twelve o'clock.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's reign, intituled, 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every District thereof'; also part of an Act passed during the last Session of the present Parliament intituled 'An Act to reduce to one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Courts'; and also part of an Act passed during the present session intituled 'An Act to provide for the establishment of courts in the District of Bathurst and for other purposes therein mentioned'; and also to order the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded, ordered that so much of the order of the day as relates to the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province" be discharged, and that the Bill be now recommitted. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration and made some further progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled, "An Act vesting in the hands of certain commissioners therein named all the stock, debts, bonds and property of the pretended Bank of Upper Canada lately established at Kingston, for the benefit of the creditors of that Institution.

The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, ordered that so much of the order of the day as relates to the Bill intituled, "An Act to limit the sale of Spirituous Liquors to Indians within the organized counties or townships in this Province," be discharged, and that the House do now resolve itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further amendments thereto, which they recommended to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act for the division of the Township of Ameliasburgh, in the County of Prince Edward," was read a third time, and the question if it do now pass being put was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act passed in the first year of His Majesty's reign intituled, 'An Act for altering the time of holding the Quarter Sessions of the Peace in the Home District,' and further to fix the time of holding the said Quarter Sessions," was read a third time, and the question if it do now pass being put was carried in the affirmative, whereupon the Speaker signed the same, and the said Bills were by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to afford relief to persons claiming lands in this Province under assignments from heirs, devisees, or assignees of the original nominees of the Crown, in cases where no patents have issued, and for other purposes therein mentioned." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration and had made some amendments thereto which they recommended to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled, "An Act for the final relief of Insolvent Debtors in execution" was read a second time, and on motion made and seconded, ordered that the House do on to-morrow resolve itself into a Committee of the Whole to take the same into consideration.

A deputation from the Commons House of Assembly being announced it was admitted and brought up a message in the following words:—

Mr. Speaker,—The Commons House of Assembly have concurred in the amendments made by the Hon. the Legislative Council in and to the Bill intituled "An Act to repeal part of the tenth clause of an Act passed in the forty-eighth year of His late Majesty's reign, intituled 'An Act to explain, amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province,' and also part of an Act passed in the last Session of the present Parliament intituled 'An Act to repeal part of and amend the laws now in force for the raising and training the Militia of this Province,' and to increase the strength of the companies of Militia."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 1st March, 1823.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock a.m.

*Tuesday, 4th March, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron, and George H. Markland. Prayers were read.

At twelve o'clock the Speaker, Members and Officers of the House proceeded to wait upon His Excellency the Lieutenant Governor to present the Address of

this House praying him to transmit the Address to His Majesty to be laid at the foot of the Throne, which was delivered as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council have agreed on a dutiful and humble Address to His Most Gracious Majesty the King on the proposed change in the Constitution given to the inhabitants of this Province, at this time under the consideration of the Imperial Parliament.

Enjoying every blessing which can be expected from the active operation of this free and happy constitution, Your Excellency will perceive that the Legislative Council do not feel themselves called upon to pronounce any opinion on the contemplated change, concerning the general policy of which they are unable to decide.

They have seen the Province gradually changing from a dreary wilderness to a fruitful and populous country under former Administrations, but since Your Excellency's appointment to the Government the progress of improvement has been vastly more rapid, the settlements have been widely extended on every side, and in the short space of four years the organized parts of the province have been nearly doubled and the population greatly increased.

With such facts before them the Legislative Council, as becomes faithful and loyal subjects, content themselves with expressing in their dutiful and humble address to His Majesty, which they most respectfully entreat Your Excellency to transmit to be laid at the foot of the Throne, their perfect reliance on the wisdom and justice of the Imperial Parliament.

(Signed) Wm. DUMMER POWELL, Speaker.

Legislative Council Chamber, 1st March, 1823.

To the King's Most Excellent Majesty.

Most Gracious Sovereign,—We, Your Majesty's dutiful and loyal subjects, the Legislative Council of Upper Canada in Provincial Parliament assembled, beg leave humbly to approach the Throne with our most grateful acknowledgements for the paternal consideration of Your Majesty in affording us an opportunity of expressing our sentiments on the proposed change in the Constitution given to us by our late much lamented and beloved Sovereign, under which we have attained an eminent degree of happiness and prosperity.

It is with the most grateful feelings that we constantly trace since that period the watchful care of Your Majesty's Government over our interests, which was most fully displayed by the greatest attention paid to our last prayer, and the speedy and satisfactory relief afforded us from difficulties in our relation with Lower Canada which were pressing and increasing.

But ours is the duty, Sir, that springs from affection to Your Majesty's royal person; ours the confidence arising from experience of Your Majesty's beneficent Government; ours the trust which gratitude to your Majesty's past protection teaches us to repose in the future, and though we feel it due to ourselves to express our sense of the distinguished advancement we owe to our present Constitution, particularly during the existing administration, and to the unceasing care of

Your Majesty's Government, we confess our inability to decide upon the general policy of a measure which may have been suggested by considerations not connected with these Provinces, and therefore entirely rely on the justice and beneficence so long experienced, humbly hoping that if the Union should be finally determined upon it will be so modified as to render them essentially and truly a British colony.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 28th February, 1823.

To which His Excellency was pleased to make the following reply:—

Honorable Gentlemen,—I shall not fail to transmit to His Majesty's Ministers your humble and dutiful Address to your Sovereign, that in compliance with your entreaty it may be laid at the foot of the Throne.

The facts which you attest: the wilderness converted into a populous country, the active operation of your free and happy Constitution, the more rapid march of improvement which you have lately witnessed, all unite as you rightly make the application to show the reasonableness and propriety of your reposing the most implicit confidence on the wisdom and justice of His Majesty's councils.

The particular allusion you have made to recent events I receive with pleasure as a proof of your cordiality towards my government, which has been conducted on a principle of faithful obedience to my Sovereign's ample instructions.

If life and efficiency have been given to my royal master's expressed pleasure respecting this interesting and valued portion of His Dominion, I feel all I owe to the other branches of this Legislature, to your enlightened councils and the steady tenor of your zealous co-operation.

The Speaker, Members, and Officers of the House being returned to the Council Chamber, the House formed.

The Speaker informed the House that he had a copy of His Excellency's answer to the Address, which he read, and it was again read by the Clerk.

Pursuant to the order of the day, the Bill intituled "An Act to limit the sale of Spirituous Liquors to Indians within the organized counties or Townships in this Province," was read a third time as amended, and the question being put if the Bill do now pass was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to afford relief to persons claiming lands in this Province under assignments from heirs, devisees or assignees of the original nominees of the Crown in cases where no patents have issued, and for other purposes therein mentioned," was read a third time; and the question being put if the Bill do now pass, was carried in the affirmative, whereupon the Speaker signed the amendments, and the said Bills were by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act for the better preservation of the Herring Fishery at the outlet of Burlington Bay," was read a second time, and on motiou made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of George deLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley, and James Smith," was recommitted. House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act passed in the fifty-ninth year of His Majesty's reign, intituled 'An Act to repeal an Ordinance of the Province of Quebec, passed in the twenty-fifth year of His Majesty's reign, intituled 'An Ordinance concerning Land Surveyors and the admeasurement of lands, and also to extend the provisions of an Act passed in the thirty-eighth year of His Majesty's reign, intituled 'An Act to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province, and further to regulate the manner in which lands are hereafter to be surveyed,' in so far as it affects the township of Cramahe, and to make other provisions for ascertaining the side lines of lots within the same, and also to authorise the correction of the eastern side line of said township," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act prescribing the mode of measuring Wooden Stills, also the rate of duty to be paid on all Stills used for the distillation of Spirituous Liquors within this Province," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the relief of John P. Clement," and a Bill intituled "An Act for the relief of Jacob Smith."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act granting to His Majesty a sum of money for the purpose therein mentioned," and also a Bill intituled "An Act to authorize the Justices of the Peace in the District of Johnstown, in General Quarter Sessions assembled, to lay and collect an additional assessment and rate for the purpose of building a bridge across Yonge Creek."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered that the Bill intituled "An Act granting

to His Majesty a sum of money for the purpose therein mentioned," be read a second time to-morrow, and the Bill intituled "An Act to authorize the Justices of the Peace in the District of Johnstown, in General Quarter Sessions assembled, to levy and collect an additional assessment and rate for the purpose of building a bridge across Yonge Creek," be read a second time on Thursday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal the laws now in force for the collection of duties within this Province, and to make more effectual provision for the due collection of the same." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Thursday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal part of, and to amend and extend the provisions of an Act, passed in the second year of the reign of His present Majesty, intituled 'An Act to repeal the laws now in force relative to the preservation of salmon, and to make further provision concerning the fisheries in certain parts of this Province; and also to prevent accidents by fire from persons fishing by torch or firelight.'" The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Thursday next.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's reign, intituled 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every District thereof,' also an Act passed during the last Session of the present Parliament, intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Courts,' and also part of an Act passed during the present Session, intituled 'An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, ordered that so much of the order of the day as remains be discharged, and be of the order of the day for to-morrow.

On motion made and seconded, the House adjourned until to-morrow at two o'clock p.m.

*Wednesday, 5th March, 1823.*

The House met pursuant to adjournment.

Present: The Hons. Wm. Dummer Powell (Speaker), John McGill, William Dickson, Thomas Clark, George Crookshank, John Strachan, Angus McIntosh, Joseph Wells, and George H. Markland. Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province." House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the Bill intituled, "An Act for the final relief of insolvent debtors in execution." House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, had made some progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled, "An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds and property of the pretended Bank of Upper Canada lately established at Kingston, for the benefit of the Creditors of that Institution," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, and had made some progress therein. Ordered that the report be accepted.

On motion made and seconded, the Honorable Messrs. Dickson, Clark, and Strachan were appointed a Special Committee to take the Bill into consideration, with power to call for persons and papers, and report thereon on Friday next.

On motion made and seconded, ordered that a conference be requested with the Commons House of Assembly, on the subject matter of the Bill intituled "An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every district thereof," also part of an Act passed during the last session of the present Parliament, intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts, and regulating the practice thereof, and also to extend the powers of the said District Courts,' and also part of an Act passed during the present session intituled 'An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts; and further to extend the powers of the said District Courts," and the Hon. Messrs. Strachan and Dickson were appointed a Committee for that purpose.

A message in the following words, being signed by the Speaker, was by the Master in Chancery carried down to the House of Assembly.

Mr. Speaker: The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled, "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's reign, intituled 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every District thereof,' and also part of an Act passed during the last session of the present Parliament, intituled, 'An Act to reduce into one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Courts,' and also part of an Act passed during the present session intituled 'An Act to provide for the establishment of Courts in the District of Bathurst, and

for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts," and have appointed a Committee of two members, who will be ready to meet a Committee of the Commons House of Assembly in the Joint Committee room at three o'clock p.m. to-morrow.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 5th March, 1823.

Pursuant to the order of the day, the Bill intituled "An Act for the better preservation of the Herring Fishery at the outlet of Burlington Bay," and the Bill intituled, "An Act to repeal part of an Act passed in the fifty-ninth year of His late Majesty's Reign, intituled 'An Act to repeal an ordinance of the Province of Quebec passed in the twenty-fifth year of His Majesty's reign, intituled "An Ordinance concerning Land Surveyors and the admeasurement of Lands," and also to extend the provisions of an Act passed in the thirty-eighth year of His Majesty's reign, intituled "An Act to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province, and further to regulate the manner in which lands are hereafter to be surveyed, in so far as it affects the township of Cramahe, and to make other provisions for ascertaining the side lines of lots within the same, and also to authorize the correction of the eastern side line of the said township,"'" and also the Bill intituled "An Act prescribing the mode of measuring the contents of wooden stills, also fixing the rate of duty to be paid on all stills used for the distillation of spirituous liquors within this Province," were read a third time, and the question being put upon each Bill respectively, if it do now pass, was carried in the affirmative; whereupon the Speaker signed the same, and they were by the Master-in-Chancery carried down and returned to the House of Assembly.

On motion made and seconded, ordered that the Hon. Mr. Markland do have leave given from this day to absent himself during the remainder of the Session.

On motion made and seconded,

Resolved unanimously: That the thanks of this House be given to John Beverly Robinson, Esq., for the distinguished ability, zeal and discretion manifested in the discharge of the important trust confided to him as Commissioner to bear to the foot of the Throne an humble address on the fiscal relations of this Province with Lower Canada, and in so successfully obtaining the object of our prayer.

On motion made and seconded, ordered that the Speaker do transmit the foregoing resolution to Mr. Robinson.

On motion made and seconded, ordered that so much of the order of the day as remains be discharged, and be of the order of the day to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock.

*Thursday, 6th March, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, William Dickson, George Crookshank, John Strachan, Angus McIntosh, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench

in this Province," was read a third time as amended, and the question being put, if it do now pass, was carried in the affirmative; whereupon the Speaker signed the amendments, and the Bill as amended was by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act for the relief of Teachers of Common Schools in the Niagara District." House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, ordered that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled, "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexr. Gardner, Thomas Dowsley and James Smith." House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled, "An Act for the relief of John P. Clement," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress therein, and requested leave to sit again this day. Ordered that the report be accepted, and leave given accordingly.

Mr. Wells gave notice that he would on Saturday move that the rule of this House respecting petitions for Private Bills be dispensed with.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up a message in the following words:

Mr. Speaker: The Commons House of Assembly have agreed to the request of the Hon. the Legislative Council for a conference on the subject of the Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's reign, intituled 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every district thereof.' Also part of an Act passed during the last session of the present Parliament, intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Courts,' and also part of an Act passed during the present session, intituled 'An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts," and have appointed four of its members for that purpose; who will attend at the hour and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 5th March, 1823.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House adjourned during pleasure.

The House formed.

The Committee appointed to confer with the Committee of the Commons House of Assembly upon the subject matter of the Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's reign, intituled 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every District thereof,' also part of an Act passed during the last session of the present Parliament intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Courts,' and also part of an Act passed during the present Session, intituled 'An Act to provide for the establishment of Courts in the District of Bathurst and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts," reported that they had done so, and had agreed that a free conference be requested on the subject of the said Bill.

On motion made and seconded, the House again resolved itself into a Committee of the Whole on the Bill intituled "An Act for the relief of John P. Clement." House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act granting to His Majesty a sum of money for the purpose therein mentioned," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee, Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of Jacob Smith," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, ordered that a message in the following words be sent down by the Master-in-Chancery to the Commons House of Assembly.

Mr. Speaker: The Honorable the Legislative Council request a communication from the Commons House of Assembly of the evidence received by that House in proof of the matter whereon the Bills intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith," "An Act for the relief of John P. Clement," and "An Act for the relief of Jacob Smith," passed by the Commons House of Assembly, and by it sent up for the concurrence of this House, were founded.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber, 6th March, 1823.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the dispatch from Earl Bathurst, respecting half pay for the Incorporated Militia. House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, ordered that the order of the day as relates to the Bill intituled "An Act to authorize the Justices of the Peace in the District of Johnstown, in General Quarter Sessions Assembled, to lay and collect an additional assessment and rate for the purpose of building a bridge across Yonge Creek," be abandoned.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of and to amend and extend the provisions of an Act passed in the second year of the reign of His present Majesty, intituled 'An Act to repeal the laws now in force relative to the preservation of salmon, and to make further provision respecting the fisheries in certain parts of this Province, and also to prevent accidents by fire from persons fishing by torch or firelight,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. McIntosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill; and recommended it to the adoption of the House. Ordered that the report be accepted; and on motion made and seconded, that the Bill be read a third time to-morrow.

On motion made and seconded, ordered that the order of the day as relates to the Bill intituled, "An Act to repeal the laws now in force for the collection of duties within this Province, and to make more effectual provision for the due collection of the same," be postponed until to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled, "An Act to confirm certain marriages heretofore contracted in this Province." House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again on Tuesday next. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, ordered that the Hon. Angus McIntosh do have leave to absent himself during the remainder of the Session.

A deputation from the Commons House of Assembly being announced, it was admitted, and delivered the following message:

Mr. Speaker: The Commons House of Assembly transmit to the Hon. the Legislative Council the evidence received by that House in proof of the matter whereon the Bill intituled, "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexr. Gardner, Thomas Dowsley and James Smith," "An Act for the relief of Jno. P. Clement," and "An Act for the relief of Jacob Smith," passed by the Commons House of Assembly, and by it sent up for the concurrence of the Hon. the Legislative Council, is founded.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation having withdrawn the said message was read.

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

*Friday, 7th March, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells, Duncan Cameron and George H. Markland. Prayers were read.

The special Committee appointed to take into consideration the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds and Property of the pretended Bank of Upper Canada lately established at Kingston for the benefit of the creditors of that institution," reported that they found it necessary to request the House to apply for a communication of the evidence received in the Commons House of Assembly on which the Bill was founded.

A message in the following words being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

Mr. Speaker: The Honorable the Legislative Council request a communication from the Commons House of Assembly of the evidence received by that House in proof of that matter whereon the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds and Property of the pretended Bank of Upper Canada, lately established at Kingston, for the benefit of the creditors of that institution," passed by the Commons House of Assembly and by it sent up for the concurrence of this House was founded.

Legislative Council Chamber, (Signed) WM. DUMMER POWELL, Speaker.  
7th March, 1823.

A message in the following words, being signed by the Speaker, was by the Master-in-Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Hon. the Legislative Council request a free conference with the Commons House of Assembly on the subject matter of the Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's reign intituled 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every district thereof'; also part of an Act passed during the last session of the present Parliament intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts, and regulating the practice thereof, and also to extend the powers of said District Courts,' and also part of an Act passed during the present session intituled 'An Act to provide for the establishment of Courts in the District of Bathurst,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts," and have appointed a Committee of two members, who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the joint Committee Room, at one o'clock p.m., to-morrow.

Legislative Council Chamber, (Signed) WM. DUMMER POWELL, Speaker.  
7th March, 1823.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of Teachers of Common Schools in the Niagara District," and the Bill intituled "An Act to repeal part of and amend and extend the provisions of an Act passed in the second year of the reign of His present Majesty, intituled 'An Act to repeal the laws now in force relative to the preservation of salmon in certain parts of this Province, and also to prevent accidents by fire from persons fishing by torch or firelight,'" and also the Bill intituled "An Act granting to His Majesty a sum of money for the purpose therein mentioned," were read a third time; and the question being put upon each Bill respectively, if it do now pass, was carried in the affirmative, and the Speaker signed the same, and they were by the Master-in-Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal the laws now in force for the collection of duties within this Province, and to make more effectual provision for the due collection of the same," was read a second time; and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

Mr. Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again on Monday next. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor, in pursuance of the Address of the House of Assembly of this Province."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Monday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have agreed to a free conference with the Honorable the Legislative Council on the subject matter of the Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of late His Majesty's reign intituled 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every District thereof'; also part of an Act passed during the last session of the present Parliament intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts, and regulating the practice thereof, and also to extend the powers of the said District Courts,' and also part of an Act passed during the present session intituled 'An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts," and have appointed a Committee to meet the Conference of the Hon. the Legislative Council for that purpose at the time and place appointed.

Commons House of Assembly,  
7th March, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation having withdrawn, the said message was read.

A deputation from the Commons House of Assembly being announced, it was admitted, and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly communicate to the Hon. the Legislative Council the evidence received by that House in proof of the matter whereon the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds and Property of the pretended Bank of Upper Canada, recently established at Kingston, for the benefit of the creditors of that institution," passed by this House and by it sent up to the Hon. the Legislative Council for their concurrence was founded.

Commons House of Assembly, (Signed) LEVIUS P. SHERWOOD, Speaker.  
7th March, 1823.

The deputation having withdrawn, the said message was read.

Pursuant to the order of the day, the Bill intituled "An Act to authorize the Justices of the Peace in the District of Johnstown, in General Quarter Sessions assembled, to lay and collect an additional assessment and rate for the purpose of building a bridge across Yonge Creek" was read a second time.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled, "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress therein and requested leave to sit again. Ordered that the report be accepted and the leave given accordingly.

On motion made and seconded, a message in the following words being signed by the Speaker was by the Master in Chancery carried down and delivered to the Commons House of Assembly.

Mr. Speaker: The Honorable the Legislative Council request a communication from the Commons House of Assembly of the evidence received by that House in proof of the matter whereon the Bill intituled "An Act to authorize the Justices of the Peace in the District of Johnstown in General Quarter Sessions assembled to lay and collect additional assessments and rates for the purpose of building a Bridge across Yonge Creek," passed by the Commons House of Assembly and by it sent up for the concurrence of this House, was founded.

Legislative Council Chamber,  
7th March, 1823. (Signed) WM. DUMMER POWELL, Speaker.

On motion made and seconded the House adjourned until Monday next at 12 o'clock.

*Monday, 10th March, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; John McGill, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Duncan Cameron and John H. Dunn.

Prayers were read.

The Select Committee appointed to take into consideration the Bill intituled "An Act vesting in the hands of certain commissioners therein named all the stock, debts, bonds and property of the pretended Bank of Upper Canada, lately established at Kingston, for the benefit of the creditors of that Institution," reported

that in the year 1819 certain persons in the Town of Kingston associated together without charter or any legal authority as a body corporate, and did raise transferable stock or stocks and did make transfers and assignments of share or shares therein; and that the said association, partnership, or company of persons did issue promissory notes and bills, and, in the opinion of your Committee, acted in violation of a Statute made in the fourteenth year of the reign of George II, intituled "An Act for restraining and preventing several unwarrantable schemes and undertakings in His Majesty's Colonies, and plantations in America," which Statute your Committee finds in their opinion to be in full force and effect and unrepealed by any subsequent law or by construction.

Your Committee have reason to believe that at the time of the formation of this Society, company or partnership, the parties therein concerned were not aware that their scheme or undertaking was unwarrantable, or that the practice was extravagant or mischievous; as many persons therein engaged were men of character and reputation and would have relinquished and wholly foreborne to have further acted therein. Yet, until the insolvency of this association, the company or partnership, no public charge by indictment or information hath been preferred against them, nor at present is it within the knowledge of your Committee that any such subsists. That on or about the 23rd day of September last this society or association did become insolvent, stopped payment, and did not pay and discharge such sum or sums due their several notes or bills issued according to the tenor of such notes or bills; whereby great and many grievances, prejudice and inconvenience have been suffered by great numbers of His Majesty's subjects.

That the several individual members of this society, or a majority of them, who have acted either as President, Cashier, Teller, Directors or Stockholders are alive and in their circumstances able to pay and discharge all the claims such society are liable to by reason of this unwarrantable scheme or undertaking under the authority of the aforesaid Act of George II.

It therefore becomes a question, does this Statute, under all the local considerations, afford such a remedy to the public as will give satisfaction without a recurrence to the Legislature of this Province for affording a more specific or effectual relief than the law at present affords.

It does not, as most fully appears from evidence given before your Committee, afford a sufficient remedy, but it is suggested that the Bill now under consideration of your Committee will afford relief for the reasons following:—

That difficulties would occur both in pleading and evidence under the British Statute declaring certain associations, and particularly such as the late Bank of Kingston, a nuisance, which are apprehended to be such as would deter any creditor for a small sum from seeking any remedy under it.

That there is no certainty before you actually come to trial that any given person who may generally be supposed a party concerned is concerned, except the individuals whose names are to the Bills.

There would be no remedy by persons concerned ever so honestly against the Cashier for the money abstracted, and there would be none by any party against another, and therefore stockholders originally subscribing to the institution could not recover the amount of any Bills they might since have become possessed of, because they would be considered *particeps criminis*.

There is no remedy whatever by the stockholders under the British Act to recover from the persons who may have received their different instalments to get the same back again.

Your Committee, having thus ascertained the necessity such a law as the one now proposed, examined the evidence on which its provisions are founded, from which it appeared that three individuals are selected from the whole society on whom particular disabilities are laid, and insinuations of fraud are stated, without leaving them an opportunity of defending themselves by the known laws of the land.

Your Committee are therefore of opinion that though these three persons may from their particular situations have been more ostensibly than any others connected with the aforesaid pretended Bank of Upper Canada, yet it appears to your Committee more unexceptionable, as well as more just, that the names not only of the president, cashier and teller, but of all the Directors of the Institution, be inserted in the Bill, which amendment your Committee most respectfully recommends, and likewise a provisionary clause respecting 14th Geo. II, Cap. 37.

Names of Directors of the Kingston Bank:—

Christopher Alexander Hagerman, Henry Murney, John McLean, Sheriff; Thomas Dalton, Archibald Richmond, John Cummings, Esq., and Neil McLeod.

All of which is humbly submitted.

10th March, 1823.

(Signed) WILLIAM DICKSON, Chairman.

The Committee also reported that they had received a petition from Benjamin Whitney, of the Town of Kingston, which they submitted to the House as follows: To the Hon. the Legislative Council of the Province of Upper Canada, in Provincial Parliament assembled.

The Petition of Benjamin Whitney, of the Town of Kingston, Esq.

Humbly sheweth: That a Bill is at present under the consideration of your Honorable House relative to the late Bank of Upper Canada at Kingston, of which your Petitioner was President when it was in operation.

That your Petitioner is named in, and is most peculiarly interested in, the said Bill as (reference being thereto had) will fully appear.

Wherefore your Petitioner most respectfully solicits that your Honorable House will hear your Petitioner at the Bar of your Honorable House touching such parts of the said Bill as relates to the personal interests of your Petitioner.

And he, as in duty bound, will ever pray.

York, 10th March, 1823.

(Signed) B. WHITNEY.

The report and Petition being read, on a motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the report into consideration, and recommended it to the adoption of the House. Ordered that the report be accepted.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act for the relief of William Peterson."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly transmits to the Hon. Legislative Council the Minutes of evidence on which the Bill intituled "An Act to

authorize the Justices of the Peace in the District of Johnstown in General Quarter Sessions assembled to lay and collect additional assessment and rate for the purpose of building a bridge across Yonge Creek," was founded.

Commons House of Assembly,  
10th March, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation having withdrawn the said message was read.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act granting to His Majesty a sum of money to defray certain charges for the administration of Justice, and support of the Civil Government of this Province," and a Bill intituled "An Act to provide a salary for the Adjutant General of Militia in this Province, and for other purposes therein mentioned."

The deputation having withdrawn, the said Bill were read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the stock, debts, bonds and property of the pretended Bank of Upper Canada, lately established at Kingston for the benefit of the creditors of that Institution." House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress therein and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's Reign intituled, 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every district thereof,' also part of an Act during the last session of the present Parliament intituled 'An Act to reduce into one act the several laws now in force establishing district courts and regulating the practice thereof, and also to extend the powers of the said District Courts,' and also part of an Act passed during the present Session, intituled 'An Act to provide for the establishment of Courts in the District of Bathurst and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts," reported that they had met the Committee of the Commons House of Assembly when the following amendments were proposed:—

In the second clause it was proposed to expunge the words "the several days upon," and insert "the Monday of the week in." The effect of this amendment would be that the several District and Surrogate Courts shall commence on the Monday of the week in which the quarter Sessions shall be held. It was also proposed to insert at the end of the clause a provision as follows:

"And the Judge presiding in each of the said District Courts shall make his precept for summoning the jury returnable on the first day of each term respectively, provided always that no jury summoned to any District Court in this Province shall be required or obliged to attend at such Courts for a longer period than one week."

In the third clause it was proposed to insert the words "the expiration of six weeks," and to expunge the words "any time." This amendment if adopted would

give to defendants a period of six weeks after verdict rendered before any judgment could be entered up.

It was proposed to expunge the fifth clause and in its stead to insert the following:

“And be it further enacted, that it shall and may be lawful for any plaintiff or defendant in any action now pending or hereafter to be brought in any District Court in this Province, to sue out a writ or writs of subpoena, as occasion may require, from the office of the Clerk of the Crown, or Deputy Clerk of the Crown, in any District in this Province, to compel the attendance of any witness or witnesses resident out of the jurisdiction of the District Court in which such action shall be brought or pending, to give evidence at the trial of such action, which writ or subpoena shall be as effectual, and the person or persons disobeying the same shall be liable to the same penalties as if the said action had been commenced and prosecuted in His Majesty's Court of King's Bench in this Province, and the said Court of King's Bench shall have power and authority to proceed against the person or persons disobeying the said writ or writs of subpoena as in other cases of contempt.”

The Committee of the House of Assembly consented to recommend the proposed amendments, with the exception of that to the third clause to the adoption of their House.

The Committee of the House of Assembly were induced to withhold their assent to the amendments proposed to the third clause by the consideration that if adopted it would give to defendants a period of six weeks more than accorded to the existing laws they are entitled to before execution could be issued against them.

March 7th, 1823.

(Signed) WILLIAM DICKSON, Chairman.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled “An Act to repeal the laws now in force for the collection of duties within this Province, and to make more effectual provision for the due collection of the same.” House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into further consideration, had made further progress therein, and requested leave to sit again this day three months.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly request a conference with the Hon. the Legislative Council on the subject matter of the amendments made by that Honorable House in and to the Bill intituled, “An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province.”

Commons House of Assembly,  
10th March, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation having withdrawn, the said message was read.

A Message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker: The Hon. the Legislative Council have agreed to a conference with the Commons House of Assembly on the subject matter of the amendments made by this House in and to the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province," and have appointed a Committee of two members who will be ready to meet a Committee of the Commons House of Assembly for that purpose in the joint Committee Room at 11 o'clock a.m., to-morrow.

Legislative Council Chamber,  
10th March, 1823.

(Signed) WM. DUMMER POWELL, Speaker.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to continue and amend an Act passed in the fifty-ninth year of His late Majesty's Reign, intituled 'An Act for establishing a Police in the Town of Niagara in the District of Niagara, and for other purposes therein mentioned,'" and a Bill intituled "An Act to authorize a Rector and Church Wardens of Saint George's Church, Kingston, to surrender certain lands therein mentioned," and a Bill intituled "An Act to authorize the appointment of District Attorneys and to regulate the fees of Justices of the Peace within this Province."

The deputation having withdrawn, the said Bills were read a first time and on motion made and seconded ordered to be read a second time to-morrow.

Pursuant to the order of the day the Bill intituled "An Act to make good certain moneys issued and advanced by His Excellency the Lieutenant Governor in pursuance of the Address of the House of Assembly," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. - The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to the Bill intituled "An Act to afford relief to persons in this Province claiming lands under assignments, from heirs, devisees or assignees of the original nominees of the Crown in cases where no patents have issued, and for other purposes therein mentioned."

Commons House of Assembly,  
10th March, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation having withdrawn the said message was read.

On motion made and seconded the House adjourned until to-morrow at 12 o'clock.

*Tuesday, 11th March, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells, and Duncan Cameron.

Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to repeal an Act passed in the thirty-second year of His late Majesty's Reign, intituled 'An Act to establish the Winchester Measure and a standard for other weights and measures throughout this Province, and to appropriate a sum of money for the purpose of obtaining a standard of weights and measures for this Province.'" A Bill intituled "An Act to amend the laws now in force regulating the intercourse between this Province and the United States of America," and a Bill intituled, "An Act to amend and extend the provisions of an Act passed in the thirty-fifth year of His late Majesty's Reign, intituled 'An Act for the public registering of deeds, conveyances, wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province.'" "

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act to provide an additional allowance to the Rev. Robert Addisson, Chaplain to the House of Assembly, for his long and faithful services as Chaplain thereof."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

The deputation also brought up and delivered a message which was read as follows:

Mr. Speaker: The Commons House of Assembly requests a renewal of the conference with the Honorable the Legislative Council, on the subject matter of the amendments made by that Honorable House in and to the Bill sent up from this House intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province," and that the conference may be free.

Commons House of Assembly,  
11th March, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

A message in the following words being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker: The Hon. the Legislative Council have agreed to a renewal of the conference with the Commons House of Assembly on the subject matter of the amendments made by this House in and to the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province." and that the conference shall be free. The conferees will be ready for that purpose in the joint Committee Room this day at 5 o'clock.

Legislative Council Chamber,  
11th March, 1823.

(Signed) WM. DUMMER POWELL, Speaker.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to confirm certain marriages heretofore contracted in this Province." House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the report be accepted

and on motion made and seconded the amendments were read, ordered to be engrossed and the Bill as amended read a third time to-morrow.

On motion made and seconded ordered that the order of the day be postponed.

And Benjamin Whitney was called to the Bar of the House and heard on the subject of the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the stock, debts, bonds and property of the pretended Bank of Upper Canada lately established at Kingston for the benefit of the creditors of that Institution." Benjamin Whitney retired.

A deputation from the Commons House of Assembly being announced it was admitted and brought up for the concurrence of this House a Bill intituled, "An Act granting to Daniel Harris of Toronto, in the Home District of this Province, the exclusive privilege for using or permitting to be used his new invented method of manufacturing Pot and Pearl Ashes for the time therein mentioned."

The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded the House adjourned during pleasure.

The House formed. The Honorable and Rev. Doctor Strachan presented the Petition of A. C. Hagerman, Esquire.

Mr. Hagerman was called in and heard at the Bar of the House on the subject of the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds and property of the pretended Bank of Upper Canada lately established at Kingston for the benefit of the creditors of that Institution." Mr. Hagerman retired.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill intituled "An Act for the relief of Matthew Crooks, Esq."

The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

Pursuant to the order of the day the Bill intituled "An Act for the relief of William Peterson was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill and requested leave to sit again this day three months. Ordered that the report be accepted and leave given.

Pursuant to the order of the day the Bill intituled "An Act granting to His Majesty a sum of money to defray certain charges of the Administration of Justice and support of the Civil Government of this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to provide a salary for the Adjutant General of the Militia of this Province, and for other purposes therein mentioned," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor in pursuance of the address of the House of Assembly of this Province." House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to continue and amend an Act passed in fifty-ninth year of His late Majesty's reign, intituled 'An Act for establishing a Police in the Town of Niagara in the District of Niagara, and for other purposes therein mentioned,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to authorize the Rector and Churchwardens of St. George's Church, Kingston, to surrender certain lands therein mentioned," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to authorize the appointment of District Attorneys, and to regulate the fees of Justices of the Peace and Clerks of the Peace within this Province," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

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

*Wednesday, 12th March, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells and Duncan Cameron. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to confirm certain marriages heretofore contracted in this Province," was read a third time as amended,

and the question being put if the Bill as amended do now pass, was carried in the affirmative, whereupon the Speaker signed the amendments.

Pursuant to the order of the day, the Bill intituled "An Act granting to His Majesty a sum of money to defray certain charges for the administration of justice and support of the Civil Government of this Province," was read a third time, and the question being put if it do now pass, was carried in the affirmative; whereupon the Speaker signed the same, and the said Bill with the amendments was by the Master in Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, the House adjourned during pleasure.

The House formed.

Pursuant to the order of the day, the Bill intituled "An Act to make good certain moneys issued and advanced by His Excellency the Lieutenant Governor in pursuance of the Address of the House of Assembly of this Province," and the Bill intituled "An Act to continue and amend an Act passed in the fifty-ninth year of His late Majesty's reign, intituled 'An Act for establishing a Police in the Town of Niagara in the district of Niagara, and for other purposes therein mentioned,'" was read a third time, and the question being put upon each Bill respectively if it do now pass, it carried in the affirmative; whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to authorize the Rector and Churchwardens of St. George's Church, Kingston, to surrender certain lands therein mentioned," was read a third time as amended, and the question being put if the Bill as amended do now pass, it was carried in the affirmative; whereupon the Speaker signed the amendments, and the said Bills with the amendments were by the Master in Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to repeal an Act passed in the thirty-second year of His late Majesty's Reign, intituled 'An Act to establish the Winchester Measure and a standard for other weights and measures throughout this Province, and to appropriate a sum of money for the purpose of obtaining a standard for weights and measures for this Province,'" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the Report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to amend the laws now in force regulating the intercourse between this Province and the United States of America" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill intituled "An Act to amend and extend the provisions of an Act passed in the thirty-fifth year of His late Majesty's Reign intituled 'An Act for the registering of Deeds, Conveyances, Wills and other incumbrances which shall be made or may affect any lands, tenements or hereditaments within this Province,'" was read a second time, and on motion made

and seconded the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Hon. the Legislative Council in and to the Bill intituled "An Act to authorize the Rector and Church Wardens of St. George's Church, Kingston, to surrender certain lands therein mentioned."

12th March, 1823.

(Signed) LEVIUS P. SHERWOOD, Speaker.

The deputation having withdrawn, the message was read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act granting to His Majesty a sum of Money annually to defray the interest on a Loan to be raised for compensating certain of the inhabitants of this Province for losses sustained by them during the late war with the United States of America," and a Bill intituled "An Act to make additional provision for the improvement of the Inland Navigation of this Province."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to provide an additional allowance to the Rev. Robert Addison, Chaplain of the House of Assembly, for his long and faithful services as Chaplain thereof," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Crookshank in the Chair.

The Speaker resumed the Chair. Mr. Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a second time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act granting to Daniel Harris, of Toronto, in the Home District of this Province, the exclusive privilege for using or permitting to be used his new invented method of manufacturing Pot and Pearl Ashes for the time therein mentioned" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the Hon. Messrs. Clark and Crookshank were appointed a Select Committee to enquire into the grounds on which was founded the Bill intituled "An Act granting to Daniel Harris, of Toronto, in the Home District of this Province, the exclusive privilege for using or permitting to be used his new invented method of manufacturing Pot and Pearl Ashes for the time therein mentioned."

Pursuant to the order of the day, the Bill intituled "An Act for the relief of Matthew Crooks, Esq.," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and recommended that a Select Committee be appointed to enquire into the grounds on which the said Bill was founded. Ordered that the report be accepted.

The Committee appointed to confer with the Commons House of Assembly on the subject matter of the amendments made by this House in and to the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province," reported that the joint Committee had agreed to recommend to their respective Houses the following amendments:

"And be it further enacted that the said Treasurer of the said Law Society shall pay into the hands of His Majesty's Receiver General of this Province for the time being the several sums of Money to be by him received under the provisions of this Act, to be applied towards the payment of a salary not exceeding the sum of One Hundred Pounds of lawful money to a reporter to be appointed by the Governor, Lieutenant Governor, or person administering the Government of this Province, the same being a Member of the Law Society, whose duty it shall be to report the cases and decisions of His Majesty's Court of King's Bench in the said Province; provided always that the said reports may be sold for the benefit of the reporter."

"And be it further enacted, &c., that the salary herein declared to be payable to the said reporter shall be paid by the Receiver General of this Province out of the moneys which may hereafter be paid into the hands of the Treasurer of the Law Society aforesaid in discharge of such warrant or warrants as may from time to time be issued by the Governor, Lieutenant Governor or person administering the Government of this Province, and be accounted for to His Majesty through the Lords Commissioners of His Majesty's Treasury for the time being in such manner and form as His Majesty, His Heirs and Successors may be pleased to direct." Ordered that the report be accepted, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the said amendments into consideration.

House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the amendments into consideration, and recommended them to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded the amendments were adopted, and a message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Honorable the Legislative Council have concurred in the amendments proposed at the free conference in and to the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province."

Legislative Council Chamber,  
12 March, 1823.

(Signed) WM. DUMMER POWELL, Speaker.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to provide a salary for the Adjutant General of Militia in this Province," and for other purposes therein mentioned.

House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House, Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time to-morrow.

On motion made and seconded the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's reign intituled 'An Act to establish a Court of Probate in this Province, and also a Surrogate Court in every District thereof,' also part of an Act passed during the last Session of the present Parliament intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Court,' and also part of an Act passed during the present session intituled 'An Act to provide for the establishment of Courts in the District of Bathurst and for other purposes therein mentioned,' and also to alter the times of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts."

House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, the Hon. Messrs. Dickson, Strachan and Wells were appointed a Select Committee to enquire into the grounds on which were founded the Bills intituled "An Act for the relief of John P. Clement," "An Act for the relief of Jacob Smith," "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith," and "An Act for the relief of Matthew Crooks, Esquire."

On motion made and seconded the House resolved itself into a Committee of the Whole to go into the further consideration of the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds and Property of the pretended Bank of Upper Canada, lately established at Kingston, for the benefit of the creditors of that institution."

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the amendments were read, ordered to be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded the House adjourned until to-morrow at 12 o'clock.

*Thursday, 13th March, 1823.*

The House met pursuant to adjournment. Present: The Hons. William Dummer Powell (Speaker), William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells, Duncan Cameron, and John H. Dunn. Prayers were read.

The Select Committee appointed to enquire into the grounds on which was founded the Bill intituled "An Act granting to Daniel Harris, of Toronto, in the Home District of this Province, the exclusive privilege for using or permitting to be used his new invented method of manufacturing Pot and Pearl Ashes for the time therein mentioned," reported that they had done so, and on motion made and seconded the report was read as follows:

That your Committee have examined the model of the kettle and oven produced by the said Daniel Harris, a description of which is annexed to the said Bill, which model your Committee from their own knowledge and from the best information they could procure from experienced Potash boilers find to be novel in its construction, and differing from what they have seen in any country for manufacturing Pot and Pearl Ashes.

Your Committee further reports that if this new mode of manufacturing Pot and Pearl Ashes is performed with a very trifling expense, compared with the common method, it will be a benefit to the country.

Your Committee have further to report that they think fifty pounds too large a sum for the privilege of using this mode, which is very simple, of making Pot and Pearl Ashes, and beg leave to recommend that twenty-five pounds be inserted in lieu thereof.

All of which is humbly submitted.

York, March 13th, 1823.

(Signed) THOMAS CLARK, Chairman.

Pursuant to the order of the day, the Bill intituled "An Act to repeal an Act passed in the thirty-second year of His late Majesty's reign intituled 'An Act to establish the Winchester Measure and a standard for other weights and measures throughout this Province,' and to appropriate a sum of money for the purpose of obtaining a standard for weights and measures for this Province." The Bill intituled "An Act to provide an additional salary for the Rev. Robert Addison, Chaplain of the House of Assembly, for his long and faithful services as Chaplain thereof," and the Bill intituled "An Act to provide a salary for the Adjutant General of Militia in this Province and for other purposes therein mentioned," were read a third time; and the question being put upon each Bill respectively, if it do now pass, was carried in the affirmative, whereupon the Speaker signed the same.

Pursuant to the order of the day, the Bill intituled "An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's Reign intituled 'An Act to establish a Court of Probate in this Province and also a Surrogate Court in every District thereof,' also part of an Act passed during the last session of the present Parliament intituled 'An Act to reduce into one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the practice thereof, and also to extend the powers of the said District Courts,' and also part of an Act passed during the present session intituled 'An Act to provide for the establishment of Courts in the District of Bathurst, and for other purposes therein mentioned,' and also to alter the times

of holding the District and Surrogate Courts, and further to extend the powers of the said District Courts," was read a third time as amended; and the question being put if the said Bill as amended do now pass was carried in the affirmative, whereupon the Speaker signed the amendments, and the said Bills, with the amendments, were by the Master in Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded the order of the day as relates to the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds and Property of the pretended Bank of Upper Canada, lately established at Kingston, for the benefit of the creditors of that institution," was discharged and the Bill re-committed.

House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further amendments therein, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the amendments were read, ordered to be engrossed, and the Bill as amended read a third time this day.

Pursuant to the order of the day, the Bill intituled "An Act granting to His Majesty a sum of Money annually to defray the interest on a Loan to be raised for compensating certain of the inhabitants of this Province for losses sustained by them during the late war with the United States of America," was read a second time; and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress therein, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and a message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Hon. the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill intituled "An Act granting to His Majesty a sum of Money annually to defray the interest of a Loan to be raised for compensating certain of the inhabitants of this Province for losses sustained by them during the late war with the United States of America," and have appointed a Committee of two members who are now ready to meet a Committee of the Commons House of Assembly in the joint Committee Room for that purpose.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber,  
13th March, 1823.

The Hon. Messrs. Strachan and Dunn were appointed a Committee for that purpose.

The Select Committee appointed to enquire into the grounds on which were founded the Bills intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith," "An Act for the relief of John P. Clement," "An Act for the relief of Jacob Smith," and "An Act for the relief of Matthew Crooks," reported as follows:

That Matthew Crooks claims Lot No. 14 in the 5th Concession of Grantham, District of Niagara, said to be forfeited by Luther McNeil as outlawed for high treason, the 9th January, 1816; but observe the Bill considers Luther McNeil as an alien who had departed the Province. This land is yet unsold by the Commissioners.

John P. Clement claims fifty acres of land south half Lot 107 in the Township of Niagara, in the District of Niagara, forfeited under an attainder of judgment of death against Aaron Stevens, dated 22nd May, 54th Geo. III. This land has been sold by the Commissioners, and the Bill under the particular circumstances of the case is to re-vest the land in J. P. Clement after traverse of inquisition. It appears there is no clause for payment of costs in case judgment on the traverse shall be against him.

Jacob Smith claims 254 acres, Lot No. 13 in the 1st Concession of York, with its broken front on the Bay side of the Township of York, forfeited as the lands of Matthias Brown; outlawed for high treason, 9th July, 1816. This sold by Commissioners. The word "said" before "inquisition" to be expunged. Petitioner claims to be re-vested in the land on payment made according to discretion of Commissioners. No clause for payment of costs.

George De Long claims Lot No. 13 in the 3rd Concession of South Crosby, District of Johnstown, containing 200 acres, forfeited by Matthew Franklin as an alien, by inquisition dated 7th Sept., 1821. Not sold by Commissioners

George Bates claims east half of Lot No. 17 in the 4th Range or 3rd Concession of the Township of Yonge, District of Johnstown, forfeited by Charles Ruggles under an inquisition 19th November, 1817, as an alien, and not sold by the Commissioners.

Hiram Spafford claims 20 acres of Lot No. 2 in the 10th Concession, Township of Lansdowne, also about six acres of Lots No. 1 and 2 same Concession and Township, forfeited by John Sunderland under an inquisition dated 18th May, 1821, as an alien. Not sold by Commissioners.

Alexander Gardner, of Niagara, claims Lot No. 104, in the Township of Niagara, being 100 acres as forfeited by Alexander Allen under an inquisition as an alien. Not sold by Commissioners.

Thomas Dowsley and James Smith claim 100 acres front Lot No. 19 in the 9th Concession of Kelly, District of Johnstown, forfeited by Jonathan Mott under an inquisition dated 7th Sept., 1821, as an alien. Not sold by Commissioners.

The last six claims are all under one Bill objectionable, as being called the Estates of the Claimants instead of "claimed by," and no particular description of the lots claimed in said Bill, although severally mentioned in the Petitions, and no clause for payment of costs.

Your Committee suggest the propriety of making a new Bill, including all the aliens' inquisitions in one, or a new Bill separately for each.

All of which is humbly submitted.

York, 13th March, 1823.

(Signed) WILLIAM DICKSON, C.S.C.L.C.

The report being read, on motion made and seconded, it was with the said Bills ordered to be referred to a Committee of the Whole House. On motion made and seconded the House adjourned during pleasure.

The House formed.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments recommended by the free conference in and to the Bill intituled "An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
13th March, 1823.

The deputation having withdrawn, the said message was read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Hon. the Legislative Council in and to the Bill sent up from this House, intituled "An Act to establish a Court of Probate in this Province and also a Surrogate Court in every District thereof," also part of an Act passed during the last Session of the present Parliament, intituled "An Act to reduce into one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Courts," and also part of an Act passed during the present Session, intituled "An Act to provide for the establishment of Courts in the District of Bathurst and for other purposes therein mentioned," and also to alter the times of holding the District and Surrogate Courts and further to extend the powers of the said District Courts."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
13th March, 1823.

The deputation having withdrawn, the said message was read.

Pursuant to the order of the day, the Bill intituled "An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds and property of the pretended Bank of Upper Canada, lately established at Kingston for the benefit of the creditors of that Institution," was read a third time, and the question being put if it do now pass, was carried in the affirmative, whereupon the Speaker signed the amendments, and the Bill as amended was by the Master in Chancery carried down and returned to the House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to make additional provision for the improvement of the inland navigation of this Province" was read a third time, and on motion made and seconded, the House resolved itself into a Committee of the Whole, to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

The Hon. Mr. Wells brought in a Bill for establishing a special circuit in certain districts in this Province, which was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the Bill intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexr. Gardner, Thomas Dowsley and James Smith" and "An Act for the relief of John P. Clement," "An Act for the relief of Jacob Smith," and "An Act for the relief of Matthew Crooks," and

the report of the Select Committee thereon. House in Committee. Mr Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill and the report into consideration, had made some progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Hon. the Legislative Council in and to the Bill intituled "An Act vesting in the hands of certain Commissioners therein named, all the Stock, Debts, Bonds and other property of the pretended Bank of Upper Canada, lately established at Kingston, for the benefit of the creditors of that institution."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
13th March, 1823.

The deputation having withdrawn, the said message was read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House, the Bill intituled "An Act to provide for the appointment of Commissioners to investigate the claims of certain inhabitants of this Province for losses sustained by them during the late war with the United States of America," and for other purposes therein mentioned.

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

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

*Friday, 14th March, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells, Duncan Cameron and John H. Dunn. Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to provide for the appointment of Commissioners to investigate the claims of certain inhabitants of this Province for losses sustained by them during the late war with the United States of America, and for other purposes therein mentioned," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time this day.

Pursuant to the order of the day, the Bill for establishing a separate circuit in certain districts of this Province, was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption

of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time this day.

Pursuant to the order of the day, the Bill intituled "An Act to make an additional provision for the improvement of the inland navigation of this Province" was re-committed. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the Bill be read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act granting to His Majesty a sum of money annually, to defray the interest of a loan to be raised for compensating certain of the inhabitants of this Province for losses sustained by them during the late war with the United States of America." House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Bill was ordered to be read a third time this day.

Pursuant to the order of the day, the House resolved itself into Committee of the Whole to take into further consideration the Bill intituled "An Act for the relief of George DeLong, Hiram Spafford, Alexr. Gardner, Thomas Dowsley and James Smith," "An Act for the relief of John P. Clement," "An Act for the relief of Jacob Smith," and "An Act for the relief of Matthew Crooks, Esq." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith," "An Act for the relief of John P. Clement," and "An Act for the relief of Matthew Crooks, Esq.," which they recommend to the adoption of the House; and that the Bill intituled "An Act for the relief of Jacob Smith," the Committee had made some progress in, and requested leave to sit again this day three months. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the said Bill as amended read a third time this day.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act to provide for constructing a navigable canal between Burlington Bay and Lake Ontario."

The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time this day.

Pursuant to the order of the day, the Bills intituled "An Act granting to His Majesty a sum of money annually to defray the interest on a loan to be raised for compensating certain of the inhabitants of this Province for losses sustained by them in the late war with the United States of America," and "An Act to provide for the appointment of Commissioners to investigate the claims of certain inhabitants of this Province for losses sustained by them during the late war with the United States of America," were read a third time; and the question being put upon each Bill respectively if it do now pass, was carried in the affirmative; where-

upon the Speaker signed the same, and the said Bills were by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled "An Act to provide for constructing a Navigable Canal between Burlington Bay and Lake Ontario" was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted, and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at ten o'clock p.m.

*Saturday, 15th March, 1823.*

The House met pursuant to adjournment. Present: The Hons. Wm. Dummer Powell, Speaker; William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells and John Henry Dunn. Prayers were read.

On motion made and seconded, ordered that the order of the day as relates to the Bill for establishing a second circuit in certain districts in this Province be discharged, and that the Bill be now re-committed. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration, and had made some further amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time this day.

Pursuant to the order of the day, the Bills intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexr. Gardner, Thomas Dowsley and James Smith," and "An Act for the relief of Matthew Crooks, Esquire," were read a third time as amended, and the question being put upon each Bill respectively if it do now pass, was carried in the affirmative, whereupon the Speaker signed the amendments.

Pursuant to the order of the day, the Bill for establishing a second circuit in certain Districts of this Province was read a third time, and the question being put if it do now pass, and that the title of the Act be "An Act to repeal part of the second clause of an Act passed in the second Session of the present Parliament, intituled 'An Act to repeal part of and amend the laws now in force respecting the practice of His Majesty's Court of King's Bench in this Province,' and to authorize in certain cases the trial of Prisoners in other districts than where their respective crimes may have been committed, and for that purpose their removal from one district to another," was carried in the affirmative, whereupon the Speaker signed the same, and the said Bills with the amendments were by the Master-in-Chancery carried down and delivered to the Commons House of Assembly.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to authorize the Justices of the Peace in the District of Johnstown, in General Quarter Sessions assembled, to lay and collect an additional assessment and rate for the purpose of building a bridge across Yonge Creek." House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into consideration, and had made some further progress therein. Ordered that the report be accepted.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to provide for constructing a navigable canal between Burlington Bay and Lake Ontario." House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, ordered that the 44th rule of the House be this day dispensed with.

On motion made and seconded, the said Bill was read a third time, and the question being put if it do now pass, was carried in the affirmative; whereupon the Speaker signed the same, and it was by the Master in Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act to authorize the appointment of District Attorneys, and to regulate the fees of Justices of the Peace, and Clerks of the Peace within this Province." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and read a third time this day.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly requests a conference with the Hon. the Legislative Council, on the subject matter of the Bill intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
15th March, 1823.

The deputation having withdrawn, the said message was read.

A message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker: The Honorable the Legislative Council have agreed to a conference with the Commons House of Assembly, on the subject matter of the Bill intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith," and have appointed a Committee of two members, who are now ready to meet a Committee of the Commons House of Assembly for that purpose in the joint Committee Room.

(Signed) WM. DUMMER POWELL, Speaker.

Legislative Council Chamber,  
15th March, 1823.

On motion made and seconded, the Hon. Messrs. Dickson and Wells were appointed a Committee for that purpose.

On motion made and seconded, the House adjourned during pleasure.

The House formed.

The Committee appointed to confer on the subject matter of the Bill intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith," reported that the Commons House of Assembly wished to learn the reasons for amending the Bill.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take the said report into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee recommended that a select Committee be appointed to search for precedents. Ordered that the report be accepted.

On motion made and seconded, the Hons. Messrs. Dickson and Strachan were appointed a Committee for that purpose, who reported as follows:

Your Committee in search for precedents which the shortness of the time allowed enabled them to make on the report of your Committee of Conference from the House of Assembly on the subject matter of the amendments made to a Bill intituled "An Act for the relief of George DeLong, George Bates, Hiram Spafford, Alexander Gardner, Thomas Dowsley and James Smith," found that by the custom of Parliament the one House disagreeing to the amendments made to any Bill in its progress through the other House, state their reasons for such disagreement, but the House making the amendments is not called upon to give their reasons.

All of which is respectfully submitted.

(Signed) WILLIAM DICKSON, Chairman.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill intituled "An Act granting to Daniel Harris of Toronto, in the Home District of this Province, the exclusive privilege of using or permitting to be used his new invented method of manufacturing Pot and Pearl Ashes for the time therein mentioned." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the amendments were read, ordered to be engrossed, and the Bill as amended read a third time this day.

On motion made and seconded, the House resolved itself into a Committee of the Whole, to take into further consideration the Bill intituled "An Act to repeal an Act passed in the fifty-eighth year of His late Majesty's Reign, intituled 'An Act to authorize the inquiry and trial of offences committed within the Province without the limits of any described township or county thereof.'" House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again this day three months. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to the Bills intituled

“An Act for the relief of Matthew Crooks, Esq.,” and “An Act for the relief of John P. Clement.”

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
15th March, 1823.

The deputation having withdrawn, the said message was read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:

Mr. Speaker: The Commons House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to the Bill intituled “An Act for the relief of George DeLong, George Bates, Alexander Gardner, Thomas Dowsley and James Smith.”

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly,  
15th March, 1823.

The deputation having withdrawn, the said message was read.

Pursuant to the order of the day, the Bill intituled “An Act to authorize the appointment of District Attorneys and to regulate the fees of Justices of the Peace and Clerks of the Peace within this Province,” was read a third time as amended, and the question being put if it do now pass was carried in the affirmative, whereupon the Speaker signed the amendments, and the Bill as amended was by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill intituled “An Act granting to Daniel Harris, of Toronto, in the Home District of this Province, the exclusive privilege of using or permitting to be used his new invented method of manufacturing Pot and Pearl Ashes for the time therein mentioned” was read a third time as amended, and the question being put if it do now pass was carried in the affirmative, whereupon the Speaker signed the amendments and the Bill as amended was by the Master in Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, the House adjourned until Monday at 10 o'clock a.m.

*Monday, 17th March, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells, Duncan Cameron, and John Henry Dunn. Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up, and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly have concurred in the amendments made by the Hon. the Legislative Council in and to the Bill sent up from this House intituled, “An Act granting to Daniel Harris of Toronto, in the Home District of this Province, the exclusive privilege of using or permitting to be used his new invented method of manufacturing Pot and Pearl Ashes for the time therein mentioned.”

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th March, 1823.

The deputation having withdrawn, the said message was read.

On motion made and seconded, ordered that the Hons. Messrs. Baby, Crookshank, and Strachan be a Committee to make, during the Recess, such improvement as they may think proper in the furnishing of the Legislative Council Chamber, and to import for the use of the House an edition of the Statutes at large.

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

*Tuesday, 18th March, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells, Duncan Cameron, and John Henry Dunn. Prayers were read.

On motion made and seconded, the House adjourned until to-morrow at one o'clock p.m.

*Wednesday, 19th March, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, William Dickson, Thomas Clark, George Crookshank, Rev. John Strachan, Joseph Wells, Duncan Cameron, John Henry Dunn. Prayers were read.

At 3 o'clock His Excellency the Lieutenant Governor being come to the House and seated on the Throne, the Gentleman Usher of the Black Rod was ordered to direct the immediate attendance of the Speaker, Members and Officers of the House of Assembly at the Bar of this House; and they being come thereto, His Excellency was pleased in His Majesty's name to assent to the following Bills:—

1. An Act to provide for the establishment of a Public School in the Ottawa District.

2. An Act for the relief of John Boswell.

3. An Act to permit the importation of machinery into this province free from duty for a limited time.

4. An Act granting to His Majesty a sum of Money for the support of a Public School in the Bathurst District.

5. An Act granting to His Majesty a sum of Money to be applied in the payment of a salary for the Sheriff of the Bathurst District.

6. An Act to provide for the erection of a Jail and Court House in and for the Home District.

7. An Act to provide for the completion of the Jail and Court House in the London District of this Province.

8. An Act to amend and repeal part of an Act intituled "An Act to incorporate sundry persons under the style and title of the President, Directors, and Company of the Bank of Upper Canada."

9. An Act to continue for a limited time an Act passed in the fifty-eighth year of His late Majesty's reign, intituled, "An Act to continue, repeal part of, and amend an Act passed in the fifty-sixth year of His Majesty's reign, intituled, 'An Act granting to His Majesty duties on licenses to Hawkers, Pedlars, and Petty Chapmen and other trading persons therein mentioned,' and to extend the provisions of the same."

10. An Act to continue for a limited time an Act passed in the fifty-eighth year of His late Majesty's reign, intituled, "An Act granting to His Majesty a

Duty on Licenses to Auctioneers, and on goods, wares, and merchandise sold by auction."

11. An Act to repeal part of the 10th Clause of an Act passed in the forty-eighth year of His late Majesty's reign, intituled, "An Act to explain and amend and reduce to one Act of Parliament the several laws now in being for the raising and training the Militia of this Province," and also part of an Act passed in the last Session of the present Parliament intituled "An Act to repeal part of and amend the laws now in force for the raising and training the Militia of this Province," and to increase the strength of the companies of Militia.

12. An Act for the relief of teachers of Common Schools in the Niagara District.

13. An Act granting to His Majesty a sum of money for the purposes therein mentioned.

14. An Act providing for the publication of reports of the decisions of His Majesty's Court of King's Bench in this Province.

15. An Act to afford relief to persons claiming lands in this Province under assignments, from heirs, devisees, or assignees of the original nominees of the Crown in cases where no patents have issued and for other purposes therein mentioned.

16. An Act for the division of the Township of Ameliasburgh, in the County of Prince Edward.

17. An Act to restrain the selling of Beer, Ale, Cider and other Liquors not spirituous in certain towns and villages in this Province and to regulate the manner of licensing ale-houses within the same.

18. An Act for the relief of George De Long, George Bates, Alexander Gardner, Thomas Dowsley and James Smith.

19. An Act to repeal part of an Act passed in the first year of His Majesty's reign intituled, "An Act for altering the time of holding the General Quarter Sessions of the Peace in the Home District," and further to fix the time of holding the said Quarter Sessions.

20. An Act for the better preservation of the Herring Fishery at the Outlet of Burlington Bay.

21. An Act to repeal part of an Act passed in the fifty-ninth year of His late Majesty's reign intituled, "An Act to repeal an ordinance of the Province of Quebec passed in the twenty-fifth year of His Majesty's reign intituled 'An ordinance concerning Land Surveyors and the admeasurement of Lands,' and also to extend the provisions of an Act passed in the thirty-eighth year of His Majesty's reign intituled 'An Act to ascertain and establish on a permanent footing the Boundary Lines of the different Townships of this Province, and further to regulate the manner in which lands are hereafter to be surveyed,' in so far as it respects the Township of Cramahe, and to make other provisions for ascertaining the side lines of lots within the same, and also to authorize the correction of the eastern side line of said Township.

22. An Act prescribing the mode of measuring the contents of Wooden Stills, also fixing the rate of duty to be paid on all stills used for the distillation of spirituous liquors within this Province.

23. An Act vesting in the hands of certain Commissioners therein named all the Stock, Debts, Bonds, and Property of the pretended Bank of Upper Canada lately established for the benefit of the creditors of that Institution.

24. An Act for granting to His Majesty a Sum of Money for the purpose therein mentioned.

25. An Act to repeal part of an Act to amend and extend the provisions of an Act passed in the second year of the Reign of His present Majesty intituled "An Act to repeal the laws now in force relative to the Preservation of Salmon, and to make further provisions respecting the Fisheries in certain parts of this province, and also to prevent accidents by fire from persons fishing by torch or fire-light,"

26. An Act to make good certain moneys issued and advanced by His Excellency the Lieutenant Governor in pursuance of the Address of the House of Assembly of this Province.

27. An Act granting to His Majesty a sum of Money to defray certain charges for the Administration of Justice and support of the Civil Government of this Province.

28. An Act to provide a salary for the Adjutant General of Militia in this Province and for other purposes therein mentioned.

29. An Act to continue and amend an Act passed in the fifty-ninth year of His late Majesty's reign, intituled "An Act for establishing a Police in the Town of Niagara, in the District of Niagara, and for other purposes therein mentioned."

30. An Act to authorize the Minister and Church Wardens of Saint George's Church, Kingston, to surrender certain lands therein mentioned.

31. An Act to repeal an Act passed in the thirty-second year of His late Majesty's reign intituled "An Act to establish the Winchester Measure and a standard for other weights and measures throughout this Province," and to appropriate a sum of money for the purpose of obtaining a standard for weights and measures for this Province.

32. An Act to provide an addition allowance to the Rev. Robert Addison, Chaplain of the House of Assembly, for his long and faithful services as Chaplain thereof.

33. An Act for the relief of Matthew Crooks, Esquire.

34. An Act to make additional provision for the improvement of the Inland Navigation of this Province.

35. An Act to provide for the appointment of Commissioners to investigate the claims of certain Inhabitants of this Province for losses sustained by them during the late war with the United States of America, and for other purposes therein mentioned.

36. An Act to provide for constructing a Navigable Canal between Burlington Bay and Lake Ontario.

His Excellency the Lieutenant Governor was pleased to reserve the following Bills for the signification of His Majesty's pleasure thereon:—

1. An Act to repeal part of an Act passed in the thirty-third year of His late Majesty's reign, intituled "An Act to establish a Court of Probate in this Province and also a Surrogate Court in every District thereof," also part of an Act passed during the last session of the present Parliament, intituled "An Act to reduce into one Act the several laws now in force establishing District Courts and regulating the practice thereof, and also to extend the powers of the said District Courts, and also part of an Act passed during the present session, intituled 'An Act to provide for the establishments of Courts in the District of Bathurst and for other purposes therein mentioned,' and also to alter the time of holding the District and Surrogate Courts and further to extend the powers of the said District Courts."

2. An Act granting to Daniel Harris, of Toronto, in the Home District of this Province, the exclusive privilege for using or permitting to be used his new

invented method of manufacturing Pot and Pearl Ashes for the time therein mentioned.

3. An Act granting to His Majesty a sum of Money annually to defray the interest on a Loan to be raised for compensating certain of the Inhabitants of this Province for losses sustained by them during the late war with the United States of America.

His Excellency the Lieutenant Governor was also pleased to withhold His Majesty's assent to the following Bill:

An Act for the relief of John P. Clement.

After which His Excellency was pleased to Address the Houses of the Legislature in the following words:

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly,—The state of the public business not requiring the continuance of your deliberations, I think it proper to close this Session of the Provincial Parliament.

The gratification which you would otherwise have enjoyed in promoting works of public utility, have unavoidably been limited by the temporary diminution in our receipt from Quebec, and by the demand upon the Public Revenue for defraying the interest of the projected Loan for the relief of the sufferers by the late war, a measure which was proposed for your co-operation at the Opening of the Session. The Bill which you have presented to me for this purpose is from its nature necessarily reserved for the signification of His Majesty's pleasure.

The consideration which you have given to the laws about to expire, and particularly the judicious amendments which you have made in continuing the Act for regulating the duty on Stills, call for my warm acknowledgements.

I feel persuaded that very important benefits will result from the pains which you have taken in order to procure a faithful authoritative record of judgments pronounced in the Court of King's Bench.

By the means which you have afforded me, though not, I fear, sufficiently amply to defray the charge of an additional Circuit in all those Districts with which there may be a suitable communication by land from this seat of Government, I shall nevertheless be enabled to establish a second assize in those which from their increase in population call for it in a more particular manner. I had hoped it might have been found possible to extend the advantage of such Gaol deliveries to other parts of the Province by some enactment which would enable prisoners to claim the privilege of trial at the nearest Assize, and I hope that it may hereafter be found practicable by some temporary provision to accomplish this object.

By these measures you have shown yourselves anxious to ensure to your country those solid benefits of security, peace, and good order which are only to be completely enjoyed when our great Constitutional principle of Government by Law is rendered effectual by the easy and upright administration of justice.

Gentlemen of the House of Assembly,—I thank you in the name of His Majesty for the supplies you have unanimously voted for the service of this year.

In addressing you, probably for the last time, I feel much gratified in being enabled to express to you my approbation of the principles which have governed your appropriation of the Public Means, and which have been characterized as well by a scrupulous attention to the interests of the people as by a proper regard to the honorable support of His Majesty's Government.

Honorable Gentlemen and Gentlemen,—The contemplated Union of the two Legislatures is still depending in His Majesty's Councils, in which I am authorized to assure you there still exists the greatest anxiety to promote by every means the interests, safety, and prosperity of both Canadas. Whatever measures may be finally adopted will proceed only from this principle, and with a decided aim to accomplish these objects. Such are your Sovereign's paternal feelings respecting this valued portion of His Dominions. Should a more extensive field of Legislation be opened to your exertions His Majesty entertains a confident expectation that you will carry with it a spirit of harmony and conciliation, with that disposition to promote His Majesty's honor and his people's welfare which has so eminently distinguished your conduct; and the happy effects of which have been manifest not only within the circle of this Province, but, as you have in a particular manner experienced on late occasions, in that consideration and confidence which it has acquired for the representations of this Legislature with the Government of the Parent State.

The Honorable the Speaker of the Legislative Council then said:—

It is His Excellency Lieutenant Governor's will and pleasure that this Provincial Parliament be prorogued until the twenty-eighth day of April next, to be then here holden, and the Provincial Parliament is prorogued accordingly.

I certify the foregoing to be a correct transcript of the Minutes of Proceedings of the Legislative Council in the third session of the eighth Provincial Parliament of Upper Canada.

JOHN POWELL, C.L.C.

Certified to be true copies from the records in the Colonial Office.

GEO. MAYER,  
Librarian and Keeper of the Records.

Colonial Office.

Downing Street, 24th March, 1856.



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**Journals and Proceedings**  
**OF THE**  
**LEGISLATIVE COUNCIL**  
**OF THE PROVINCE OF**  
**UPPER CANADA**

**From Tuesday, the 11th of November, 1823,  
to Monday, the 19th of January, 1824,**

**Being the Fourth and Fifth Years of the Reign of  
KING GEORGE THE FOURTH**

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# LEGISLATIVE COUNCIL

## UPPER CANADA

York, 11th November, 1823

The Provincial Legislature having been by Proclamation prorogued to this day at half-past two o'clock p.m. the House met accordingly

Present: The Hons. William Dummer Powell, Speaker; James Baby, John McGill, George Crookshank, Reverend John Strachan, Joseph Wells, Duncan Cameron, John Henry Dunn.

At half-past two o'clock His Excellency the Lieutenant Governor having come to the Legislative Council Chamber and being seated on the Throne, the Gentleman Usher of the Black Rod was directed to command the attendance of the Speaker and Members of the Commons House of Assembly at the Bar of this House, and they being come thereto, His Excellency was pleased to address both Houses of the Provincial Parliament in the following words:

Honorable Gentlemen of the Legislative Council, and Gentlemen of the House of Assembly,—I have much satisfaction in meeting you at a period in which nothing in the situation of Foreign affairs appears likely to disturb the peace of the United Empire; when a spirit of contented industry and obedience to the Laws prevails generally among the people of this Colony, and the depression of value in the chief productions of the country, consequent upon the termination of the war, is gradually diminishing.

On the review of our internal condition, I am sensible that much benefit has attended the wise and temperate manner in which those powers and privileges have been exercised which are vested by the Constitution in this great Council of the Province.

Gentlemen of the House of Assembly,—I have ordered the proper officer to lay before you the Public Accounts, and the estimates for the ensuing year, and I rely on your wisdom and just liberality to make such provision as shall be requisite for the proper support of His Majesty's Government.

I am not at present enabled to inform you in what manner the recent measures of the Imperial Parliament for the general regulation of the Colonial Trade have affected that portion of our revenue which is collected at the port of Québec, but a change tending to remove restrictions upon commerce may be expected naturally to have produced a result beneficial to our finances.

Notwithstanding the economy which you have practised, and to which I have always been desirous to give effect, I regret that the Provincial Treasury is not in a situation that will enable you to afford material aid to the variety of public objects which it is desirable to promote, but I trust that at no very distant period the resources of this Colony will, without any severe additional burthens on the people, rise so far above the ordinary demands, that it will be in the power of the Legislature to give an effectual impulse to public improvement.

Honorable Gentlemen and Gentlemen,—Since the close of the last Session the arbitrators appointed under the Canada Trade Act have reported their decision on the arrears of revenue due to Upper Canada from the Sister Colony; the amount awarded has not been paid into the Treasury of this Province, but I am assured that no material delay is to be apprehended.

You will doubtless direct your attention to such Provincial Laws as are about to expire; of these the enactment for regulating our commercial intercourse with the United States of America will appear of most immediate importance, and to require more than ordinary consideration in order that its provisions may be rendered consistent with the spirit of the acts which have been recently passed by the Imperial Parliament to regulate the trade of the British Colonies in general, and in particular of His Majesty's North American Provinces.

The cordial intercourse so happily established between the two Houses of the Legislature upon a practical discernment of their just and constitutional relations, and my past experience of your public spirit, afford me the best assurance that whatever matters of general interest I shall find it expedient to bring before you, will be entertained with zeal and attention, and I rely upon the steady continuance of your exertions in pursuit of such objects as may tend, under the favor of Divine Providence, to improve the growing resources of the Country, and to increase and confirm the sound welfare of the people.

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

Prayers were read.

The Speaker informed the House that he was in possession of a copy of His Excellency's Speech, which he read, and it was again read (pro forma) by the Clerk.

It was moved and seconded that a Committee be appointed, to prepare an address to His Excellency the Lieutenant Governor in answer to his speech, and the Honorable Messrs. Baby, Crookshank and Strachan were appointed a Committee for that purpose.

On motion made and seconded, the House adjourned until to-morrow at 3 o'clock p.m.

*Wednesday, 12th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; James Baby, John McGill, George Crookshank, Reverend John Strachan, Joseph Wells, Duncan Cameron, John Henry Dunn.

Prayers were read.

The Committee appointed to prepare an Address in answer to the speech of His Excellency the Lieutenant Governor, reported that they had done so and they now submitted it to the consideration of the House. The Address being read, on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration.

House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that they had taken the Address into consideration and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and the Address as amended being read was ordered to be engrossed and read a third time to-morrow.

On motion made and seconded the Honorable Messrs. Baby and Crookshank were appointed a Committee to wait upon His Excellency the Lieutenant Governor, to know when he will be pleased to receive this House with their Address

On motion made and seconded, the House adjourned until to-morrow at 3 o'clock p.m.

*Thursday, 13th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; James Baby, John McGill, George Crookshank, Reverend John Strachan, Duncan Cameron, John Henry Dunn.

Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive this House with their Address, reported that they had done so and that His Excellency had been pleased to appoint 12 o'clock noon to-morrow for that purpose.

Pursuant to the order of the day, the Address in answer to the speech of His Excellency the Lieutenant Governor was read a third time, and the question if it do now pass being put was carried in the affirmative. Whereupon the Speaker signed the same.

The Honorable and Reverend Doctor Strachan gave notice that he should, on Monday, move that this House do take into consideration the 54th Rule of the House.

The Honorable Duncan Cameron informed the House that he had received a letter from the Honorable William Claus, stating his health to be such that he would not be able to attend during the present Session.

On motion made and seconded the House adjourned until to-morrow at half-past 11 o'clock a.m.

*Friday, 14th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; James Baby, John McGill, George Crookshank, Reverend John Strachan, Joseph Wells, Duncan Cameron, John Henry Dunn.

Prayers were read.

At twelve o'clock noon the Speaker, attended by the Members and Officers of this House, proceeded to the Government House and presented their Address as follows:

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc.

May it please your Excellency,—We, His Majesty's most dutiful and loyal subjects the Legislative Council of Upper Canada, beg leave to approach your Excellency with our sincere acknowledgments, for your very gracious Speech from the Throne at the opening of the present Session of the Provincial Parliament.

Participating in the blessings of the general peace enjoyed by the United Empire, and in that spirit of contented industry and obedience to the Laws which prevails among the people of this Province, we most cordially join in the satisfaction so kindly expressed by your Excellency, a satisfaction much enhanced by the improving value of the chief productions of the Country, which had become greatly depressed on the termination of the late war.

We cannot but feel highly gratified to learn that the powers and privileges vested in us by the Constitution have been so wisely and temperately exercised as to have been attended, in your Excellency's opinion, with much benefit to the Province.

It is with much pleasure that we find that the arbitrators appointed under the Canada Trade Act have reported their decision, and that the sum awarded to this Province will, without any very material delay, be paid into the Treasury.

We shall not fail to direct our attention to such Provincial Laws as are soon to expire, and feeling sensible of the great importance of our commercial intercourse with the United States of America, and the necessity of making its provisions consistent with the spirit of the Acts which have been recently passed by the Imperial Parliament, to regulate the trade of the British Colonies in general, and more particularly of His Majesty's North American Provinces, we shall give to that object our most serious consideration.

Appreciating most highly the cordial intercourse so happily established between the two Houses of the Legislature, upon a practical discernment of their just and constitutional relations, we feel gratified in assuring your Excellency that our future conduct will most fully justify the confidence you are pleased to repose in our public spirit from past experience; that every matter of general interest which it may be found expedient to bring before us will be entertained with zeal and attention, and that your Excellency may safely rely upon the steady continuance of our exertions in pursuing such objects as may tend, under the favor of Divine Providence, to improve the growing resources of the Country and the sound welfare of its inhabitants.

Legislative Council Chamber,

13th November, 1823.

(Signed) WILLIAM DUMMER POWELL, Speaker.

To which His Excellency was pleased to make the following reply:—

Honorable Gentlemen of the Legislative Council,—I thank you for this kind and loyal address.

I receive with great satisfaction the assurances of your continued disposition to enter with zeal and industry into the consideration of such objects connected with the promotion of the general welfare as shall require your attention.

The Speaker, Members and Officers being returned to the Council Chamber the House formed.

The Speaker informed the House that he had received a copy of His Excellency's answer to their Address, which he read, and it was again read by the Clerk.

On motion made and seconded the House adjourned until Monday next at 2 o'clock p.m.

*Monday, 17th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; James Baby, John McGill, George Crookshank, Reverend John Strachan, Angus Mackintosh, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

On motion made and seconded the House adjourned during pleasure.

The House formed.

Pursuant to notice given on Friday last, it was moved by the Honorable and Reverend Doctor Strachan, and seconded, that the call of the House as prescribed by the fifth rule be dispensed with, and that it be made on the last day of the second week after the commencement of each Session. Ordered that this House do take the motion into consideration to-morrow.

On motion made and seconded the House adjourned until 2 o'clock p.m. to-morrow.

*Tuesday, 18th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell, Speaker; James Baby, John McGill, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, John Henry Dunn.

Prayers were read.

The Honorable the Speaker informed the House that he had received a letter from His Majesty's Attorney General, in answer to that which he had transmitted to him conveying the thanks of this House, which letter he read as follows:

York, November 17th, 1823.

Sir,—A few days before my departure from England I had the honor to receive your letter of the 5th of March last, conveying the resolutions of the Honorable Legislative Council, in which it was my happiness to find the manner in which I had fulfilled the objects of my mission spoken of by that Honorable House in terms of cordial approbation.

That in the judgment of the Legislative Council I have faithfully and successfully performed the duties committed to me, it is most satisfactory to me to learn.

By their condescension and kindness in expressing their judgment in the terms they have done, they have conferred upon me an obligation which I shall ever gratefully acknowledge, but I should neither act justly nor agreeably to my feelings if I omitted to declare that I found in His Majesty's Government so ready a disposition to bestow the fullest consideration upon the representations of which I was the bearer, that nothing was required of me but that anxious and diligent attention which it was in my power to afford, and which the Government and the Province had a right to expect from me.

I beg you to accept my sincere thanks for the obliging terms in which you communicated the resolutions of the Honorable Legislative Council.

I have the honor to be, Sir,

Your most obedient Humble Servant

(Signed) JNO. B. ROBINSON.

To the Honorable the Speaker of the Legislative Council, etc.

Pursuant to the order of the day the Honorable and Reverend Doctor Strachan's motion was taken into consideration.

Ordered that the fifth rule of the House be rescinded, and that on the second Friday after the commencement of each Session the House be called, and notice taken of such members as are absent not excused by His Majesty or his representative.

On motion made and seconded, the House adjourned until 2 o'clock p.m. to-morrow.

*Wednesday, 19th November, 1823.*

Several of the Members and the Officers of the House, being met at the hour to which the House was adjourned, a message was sent from the Honorable the Speaker to say he was too unwell to attend, whereupon the House was adjourned until 2 o'clock p.m. to-morrow.

*Thursday, 20th November, 1823.*

It having been communicated to the Members that the continued indisposition of the Speaker prevented his attendance, the House was adjourned until 2 o'clock p.m. on Monday next.

*Monday, 24th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, George Crookshank, Reverend John Strachan, Angus Mackintosh, Duncan Cameron, George H. Markland, and John Henry Dunn.

In pursuance of the Fifth Rule of this House, the names of the members were called over as follows:—

The Hons. William Dummer Powell, Speaker (present), James Baby (present), John McGill (present), Thomas Scott (excused), William Claus (excused), Neil McLean (excused), William Dickson (absent), Thomas Clark (absent), George Crookshank (present), Reverend Doctor Strachan (present), Angus Mackintosh (present), Joseph Wells (present), Duncan Cameron (present), George M. Markland (present), and John Henry Dunn (present).

The Honorable Mr. Mackintosh presented a petition from the Inhabitants of the District of Bathurst. Ordered to lie upon the table.

The Honorable Mr. Markland presented a petition from the Inhabitants of the County of Grenville. Ordered to lie upon the table.

The Honorable Mr. Crookshank presented a petition from the Reverend John Dietrick Peterson, and one from the Presbyterians of York, which were ordered to lie upon the table.

A message from His Excellency the Lieutenant Governor being announced, Mr. Secretary Cameron was admitted, who informed the Speaker that he was directed by His Excellency to present to this House the Public Accounts of the Province for the last year. Mr. Secretary Cameron having withdrawn, the accounts were ordered to lie on the table.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who informed the Speaker that he was directed to deliver to this House certain messages from His Excellency. Major Hillier having withdrawn, the said messages were read as follows:—

**P. MAITLAND.**

The Lieutenant Governor transmits to the Honorable Legislative Council an Account of Debentures issued under the authority of an Act of the Provincial Parliament passed in the second year of His Majesty's reign, chapter 5.

22nd November 1823.

**P. MAITLAND.**

The Lieutenant Governor transmits to the Honorable Legislative Council a copy of the report of the Commissioners appointed by an Act of the Provincial Parliament passed during the last Session, entitled, "An Act vesting in certain Commissioners therein named all the Stock, Debts, Bonds, and Property of the Pretended Bank of Upper Canada, lately established at Kingston, for the Benefit of the Creditors of that Institution.

22nd November, 1823.

P. MATTLAND.

The Lieutenant Governor thinks proper to recommend to the consideration of the Honorable Legislative Council the inadequacy of the means afforded by the existing laws for enabling the district officers upon whom the duty is imposed to furnish correct statements of the Population of the Province, and to devise some means for obtaining accurate periodical returns, which are indispensably required for various objects of public importance.

24th November, 1823.

On motion made and seconded, ordered that the House do to-morrow take the said messages into consideration.

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Tuesday, 25th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, and John Henry Dunn.

Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered at the Bar of this House the following message and resolutions:—

Mr. Speaker,—The Commons House of Assembly transmits to the Honorable the Legislative Council certain resolutions on the subject of our Commercial Inter-course with the United States of America, which have passed this House, and requests the concurrence of the Honorable the Legislative Council therewith.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 25th November, 1823.

Resolved, That it is expedient further to regulate by law the Commercial Intercourse of this Province with the United States of America.

Resolved, That from the great extent of coast of Upper Canada bordering on the United States of America affording the greatest facilities for smuggling, and against which it is impracticable by any law of the Province to establish effectual checks, that description of illicit traffic is carried on to an extent highly prejudicial to the revenue of the Province, destructive of the interest of the Fair Trader, and injurious to the morals of the people.

Resolved, That India Goods, more especially Tea, constitute the principle articles smuggled, which is entirely owing to the great difference in the price of those articles when purchased in the United States or imported from England.

Resolved, That an humble Address be presented to His Majesty praying that he will be graciously pleased to recommend to his Parliament such relaxations in the Laws of the Empire as will authorize his subjects of this Province to import direct from India such goods as they may require, the production of that country, and more particularly the article of tea, or that they may be permitted to supply themselves therewith through the United States of America upon the payment of a reasonable duty; or that if either of these measures be deemed inexpedient, some

arrangement may be made with the Honorable the East India Company for the annual supply of tea to the Provinces of Canada by direct importation through the agency of that Company.

From the minutes of Monday, 24th November.

(Signed) GRANT POWELL, Clk. Assy.

The Deputation having withdrawn, the said message and resolutions were read, and on motion made and seconded, ordered that the House do on Thursday next resolve itself into a Committee of the Whole to take the said resolutions into consideration.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the messages of His Excellency the Lieutenant Governor received yesterday, and to prepare the Addresses in answer thereto.

House in Committee. The Honorable and Reverend Doctor Strachan in the Chair. The Speaker resumed the Chair.

The Chairman reported that the Committee had taken the said Messages into consideration, and recommended that a committee be appointed to prepare answers thereto. Ordered that the report be accepted, and the Honorable Messieurs Wells and Markland were appointed accordingly.

The Honorable Mr. Dunn presented a petition from the Stockholders of the late Associated Bank of Upper Canada. Ordered to lie upon the table.

On motion made and seconded, the House adjourned during pleasure.

The House formed. The Committee appointed to prepare addresses in answer to the message of His Excellency the Lieutenant Governor received yesterday reported that they had done so. The addresses being read, on motion made and seconded, the House resolved itself into a Committee of the Whole to take them into consideration.

House in Committee. Mr. Mackintosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the addresses and recommended them to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that they be engrossed and read a third time to-morrow.

On motion made and seconded, the House adjourned until Thursday next at one o'clock p.m.

*Thursday, 27th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, George H. Markland, and John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Addresses in answer to His Excellency the Lieutenant Governor's messages, received on the 24th instant, being engrossed, were read a third time, and the question being put upon each respectively if it do now pass, was carried in the affirmative, whereupon the Speaker signed the same as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council return their respectful thanks to Your Excellency for having transmitted to them an account of Debentures issued under authority of an Act of the Provincial Parliament passed in the second year of His Majesty's reign.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 27th November, 1823.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc.

May it Please Your Excellency,—The Legislative Council return their respectful thanks to Your Excellency for having transmitted to them a copy of a Report of the Commissioners appointed by an Act of the Provincial Parliament passed during the last Session entitled, "An Act vesting in certain Commissioners therein named all the Stock, Debts, Bonds and Property of the pretended Bank of Upper Canada, lately established at Kingston, for the benefit of the Creditors of that Institution.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 27th November, 1823.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc.

May it Please Your Excellency,—The Legislative Council respectfully returns thanks for Your Excellency's recommending to them the consideration of the inadequacy of the means afforded by the existing laws for enabling the district officers upon whom the duty is imposed to furnish correct statements of the population of the Province, and will endeavour to devise some means for obtaining such accurate periodical returns as are indispensably required, for various objects of public importance.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 27th November, 1823.

On motion made and seconded, the Honorable Messieurs Crookshank and Strachan were appointed a committee to enquire when His Excellency would be pleased to receive the Addresses, and to present the same.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the resolutions of the House of Assembly sent up on the 25th instant for the concurrence of this House. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Resolutions into consideration, and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and the Honorable Messieurs Crookshank and Strachan being appointed a committee for that purpose. A message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the resolutions sent up by that House on the twenty-fifth instant, and have appointed a committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at two o'clock p.m. to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 27th November, 1823.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the report of the Commissioners on the late pretended Bank of Upper Canada. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said report into consideration and recommended that a Select Committee be appointed to take the said Report, and also the Petition of the Stockholders presented on Tuesday last into consideration, with leave to report thereon by Bill or otherwise. Ordered that the report be accepted, and on motion made and seconded the Honorable Messieurs Baby, McGill, and Strachan were appointed a Committee for that purpose.

The Honorable Mr. Markland gave notice that he should bring in a Bill to repeal a certain Act made in England in the twenty-first year of the reign of His late Majesty King James the First, entitled "An Act to prevent the destroying and murdering of Bastard Children," and for making other provisions in lieu thereof.

On motion made and seconded, the House adjourned until to-morrow at one o'clock p.m.

*Friday, 28th November, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, George Crookshank, Reverend John Strachan, Angus Mackintosh, Duncan Cameron, George H. Markland, and John Henry Dunn.

Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the addresses of this House in answer to His Excellency's messages received on the twenty-fourth instant, reported that they had done so, and His Excellency being then ready to receive them they were presented accordingly.

A Deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly has appointed a Committee of four of its members to meet the Committee of the Honorable the Legislative Council in conference on the subject matter of the resolutions sent up by this House on the 25th instant at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 27th November, 1823.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House adjourned during pleasure. The House formed.

The Committee appointed to meet the Committee of the Commons House of Assembly in conference on the subject matter of the resolutions dated 24th November sent up by the House of Assembly for the concurrence of this House, respectfully report that after much discussion it was at length agreed that the conferees should recommend to their respective Houses that a Joint Committee be appointed to draw up such a representation to His Majesty's Government on the subject of the said resolutions as might appear to them most conducive for obtaining the end in view, and to report such representation for the consideration of their respective Houses.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill entitled "An Act to repeal an Act passed in the forty-fourth year of the reign of His late Majesty George the Third, entitled 'An Act for the better securing this province against all seditious attempts or designs to disturb the tranquillity thereof,'" and a Bill entitled "An Act to alter and amend an Act passed in the fourth year of His Majesty's reign, entitled 'An Act to provide for the erection of a Gaol and Court House in and for the Home District.'"

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, the Bill entitled "An Act to alter and amend an Act passed in the fourth year of His Majesty's reign, entitled 'An Act to provide for the erection of a Gaol and Court House in and for the Home District,'" was ordered to be read a second time on Monday next.

On motion made and seconded, the House adjourned until Monday next at 1 o'clock p.m.

*Monday, 1st December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, Angus Mackintosh, Reverend John Strachan, Joseph Wells, Duncan Cameron, George H. Markland, and John Henry Dunn.

Prayers were read.

Pursuant to the Order of the Day, the Bill intituled "An Act to alter and amend an Act passed in the fourth year of His Majesty's reign, entitled 'An Act to provide for the erection of a Gaol and Court House in and for the Home District,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was ordered to be read a third time to-morrow.

Agreeably to notice, the Honorable Mr. Markland brought in a Bill to repeal a certain Act made in England in the twenty-first year of the reign of His late Majesty King James the First, intituled "An Act to prevent the destroying and murdering of Bastard Children," and for making other provisions in lieu thereof, which was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

The Honorable Duncan Cameron presented a Petition from the Sheriff of the Ottawa District. Ordered to lie upon the table.

The Honorable Mr. Markland presented several Petitions from the Inhabitants of the Town of Kingston. Ordered to lie upon the table.

A deputation from the House of Assembly being announced it was admitted, and brought up for the concurrence of this House a Bill, entitled "An Act to reduce into one Act the several Statutes of this Province respecting the election of Members of the House of Assembly, and the qualifications of voters and candidates at such elections, and also to provide against fraud in obtaining qualifications to vote at elections." The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly has adopted the Report of their Committee on the Conference with the Committee of the Honorable the Legislative Council on the subject matter of the resolutions sent from this House to the Honorable the Legislative Council respecting the importation of tea into this Province.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 1st December, 1823.

The Deputation having withdrawn, the said message was read.

On motion made and seconded the House adjourned during pleasure. The House formed.

A deputation from the House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly requests a conference with the Honorable the Legislative Council upon the subject of the Message of His Excellency the Lieutenant Governor recommending to the Legislature to make some more effectual provision for obtaining an accurate census of the population of this Province.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 1st December, 1823.

The deputation having withdrawn, the message was read. On motion made and seconded, the Honorable Messieurs Dickson and Markland being appointed a Committee to confer with the Committee of the Commons House of Assembly, a message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council have agreed to a Conference with the Commons House of Assembly upon the subject of the message of His Excellency the Lieutenant Governor recommending to the Legislature to make some more effectual provision for obtaining an accurate census of the population of this Province, and have appointed a committee of two of its members for that purpose, who will be ready to meet the Committee of the Commons House of Assembly at 12 o'clock noon to-morrow in the joint Committee Room.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 1st December, 1823.

On motion made and seconded, the Honorable Messieurs Crookshank, Strachan and Markland were appointed a Committee to prepare, jointly with a Committee of the Commons House of Assembly, a representation to His Majesty's Government, founded upon the resolutions dated the 24th November last sent up from the House of Assembly for the concurrence of this House relative to the importation of tea into this Province.

On motion made and seconded the House adjourned until to-morrow at 1 o'clock p.m.

*Tuesday, 2nd December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), John McGill, William Dickson, Thomas Clark, George Crookshanks, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, and John Henry Dunn.

Prayers were read.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Bill intituled "An Act to alter and amend an Act passed in the fourth year of His Majesty's reign, entitled 'An Act to provide for the erection of a Gaol and Court House in and for the Home District,'" be discharged and that the Bill be now re-committed. House in Committee, Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Bill was read as amended, the amendments ordered to be engrossed, and the Bill as amended read a third time.

Pursuant to the order of the day, the Bill to repeal an Act of Parliament made in England in the twenty-first year of the reign of His late Majesty King James the First, entitled "An Act to prevent the destroying and murdering of Bastard Children," was read a second time, and on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the amendments were read and the Bill as amended ordered to be read a third time to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act to reduce into one Act the several Statutes of this Province respecting the Election of Members of the House of Assembly and the qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to Vote at Elections," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the said Bill into consideration. House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

A message being signed by the Speaker was by the Master in Chancery carried down and delivered to the Commons House of Assembly in the following words:—

Mr. Speaker,—The Honorable the Legislative Council have appointed a Committee of three of its members who will be ready to meet a Committee of the Commons House of Assembly in the Joint Committee Room at 12 o'clock noon to-morrow to prepare a representation to His Majesty's Government founded upon the resolutions sent up from the House of Assembly, dated the 24th day of November, respecting the importation of tea into this Province.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 2nd December, 1823.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill, intituled "An Act to divide the County of Carleton in the Bathurst District." The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Wednesday, 3rd December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, and John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act to alter and amend an Act passed in the fourth year of His Majesty's reign entitled 'An Act to provide for the erection of a Gaol and Court House in and for the Home District,'" was read a third time as amended, and the question being put if the said Bill as amended do now pass, was carried in the affirmative. Whereupon the Speaker signed the amendments and the said Bill with the Amendments were by the Master in Chancery carried down, and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill to repeal an Act of Parliament made in England in the twenty-first year of the reign of His late Majesty King James the First, intituled "An Act to prevent the destroying and murdering of Bastard Children," was read a third time, and on a motion made and seconded it was ordered that it be intituled "An Act to repeal an Act of Parliament made in England in the twenty-first year of the reign of his late Majesty King James the First, entitled 'An Act to prevent the destroying and murdering of Bastard Children,' and to make other provisions in lieu thereof," and the question being put if the Bill do now pass, was carried in the affirmative. Whereupon the Speaker signed the same and the said Bill was by the Master in Chancery carried down and delivered to the Commons House of Assembly.

The Committee appointed to meet the Committee of the Commons House of Assembly upon the subject of the message of His Excellency the Lieutenant Governor recommending to the Legislature to make some more effectual provision for

obtaining an accurate census of the population of this Province respectfully report, That "The Committee are of opinion that the failure in obtaining, by the present mode, an accurate return of the population of this Province, arises from the circumstance that the Town Clerks whose duty it is at present to ascertain the population, having no other duty to perform which obliges them to visit the householders within their respective precincts, there being but a small remuneration provided for their obtaining an accurate return, have usually neglected the performance of their duties, and as a knowledge of the state of the population has not been necessary for any district purpose the omission has passed so frequently unnoticed that the system has become altogether ineffectual.

"It appears to the Committee that the duty would be better performed by the assessors, who are under the necessity of actual calling upon every householder in order to discharge the duties now imposed upon them, which duties as the receipts of the District Treasurers are altogether dependent upon them, are necessarily more rigidly exacted.

"If the assessors were required to insert columns in their lists for the numbers of males above sixteen, under sixteen, females above sixteen, under sixteen, and their attestations to their returns so framed as to exact of them an oath that they have made their several lists from actual attendance at the several houses within their limits, and that they contain a true and accurate account of the population to the best of their belief, it is thought by the Committee that a census as accurate as can be expected by any general measure can be obtained. The Committee consider that a remuneration beyond that given to the assessors for the present duties should be allowed for the additional duties contemplated, not upon the principle which regulates that to the Town Clerks, which as it measures the payment by the number of souls returned, is liable to an obvious exception, but perhaps rather by a proportionate addition to the rate of poundage, which would in a less exceptionable way reward them according to their trouble. The due performance of the assessor's duties might be insured by penal ties, and it might be provided that no remuneration should be paid them for any part of their services until they have delivered in their sworn returns of population. The Committee took into consideration the importance of obtaining for present purposes a census of the population of the Province by a mode which should render its accuracy undoubted, which might probably best be effected by the appointment of an intelligent person for each district for that particular duty, and it appeared also to the Committee that it might be highly expedient to provide by a similar measure for the taking of an accurate census by an independent officer at stated periods, perhaps once in four years, by which means the correctness of the assessor's returns would be ascertained, and a perfect census be occasionally procured. Such a provision, it seemed to the Committee, would be attended with a very considerable expense to the Province, unless it should be thought proper to make it a charge against the respective District Treasuries, and whether with this consideration the necessity of such a subsidiary measure in addition to the plan suggested be sufficient to warrant its adoption is respectfully submitted by the Committee to their respective Houses."

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the Election of Members of the House of Assembly, and the Qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at Elections." House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and recommended that a Select Committee be appointed to examine into and report upon the Bill. Ordered that the report be accepted, and on motion made and seconded the Honorable Messieurs Dickson, Strachan and Markland were appointed a Committee for that purpose.

On motion made and seconded, ordered that so much of the order of the day as relates to the second reading of the Bill, entitled "An Act to divide the County of Carleton, in the Bathurst District," be postponed till Friday next.

The Honorable Mr. Dunn presented the petition of Hiram Spafford. Ordered to lie upon the table.

The Honorable Mr. Dickson presented a petition from John Putman Clement. Ordered to lie upon the table.

The Honorable Mr. McGill presented a petition from the inhabitants of the Home and Gore Districts. Ordered to lie upon the table.

On motion made and seconded, several petitions from the inhabitants of the town of Kingston were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill intituled "An Act for the Relief of John Putman Clement," a Bill intituled "An Act for the Relief of Hiram Spafford," and a Bill intituled "An Act further to continue an Act passed in the thirty-third year of His late Majesty's reign entitled 'An Act to provide for the appointment of Returning Officers in the several Counties within this Province.'"

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, on each Bill respectively. Ordered to be read a second time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the report of the Joint Committee upon the population of the Province. House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said report, and recommended it to the adoption of the House. Ordered that the report be accepted.

On motion made and seconded, the House adjourned until 1 o'clock p.m. to-morrow.

*Thursday, 4th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), John McGill, William Dickson, Thomas Clark, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill intituled "An Act for the relief of John Putman Clement," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time to-morrow.

On motion made and seconded, ordered that so much of the order of the day as relates to the second reading of the Bill intituled "An Act for the Relief of Hiram Spafford," be postponed until to-morrow.

Pursuant to the order of the day, the Bill intituled "An Act further to continue an Act passed in the thirty-third year of His late Majesty's reign, entitled 'An Act to provide for the appointment of Returning Officers of the several Counties within this Province,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, that the said Bill be read a third time to-morrow.

A message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council have adopted the report of their Committee of Conference on the Message from His Excellency the Lieutenant Governor recommending to the Legislature to make some more effectual provision for obtaining an accurate census of the population of this Province.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 4th December, 1823.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Friday, 5th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, Reverend John Strachan, Angus Mackintosh, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act for the relief of John Putman Clement; and the Bill entitled "An Act further to continue an Act passed in the thirty-third year of His late Majesty's reign entitled 'An Act to provide for the appointment of Returning Officers of the several Counties within this Province,'" were read a third time, and the question being put upon each respectively, if it do now pass, was carried in the affirmative, whereupon the Speaker signed the said Bills and they were by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill entitled "An Act for the relief of Hiram Spafford" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration, had made some progress therein, and requested leave to sit again, Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill entitled "An Act to divide the County of Carleton, in the Bathurst District," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again on Monday next. Ordered that the report be accepted and leave given accordingly.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who delivered to the Speaker the following messages and papers. Major Hillier having retired, the said messages were read:—

**P. MAITLAND.**

The Lieutenant Governor transmits to the Honorable the Legislative Council a copy of a communication from the late Commissioner in England, who had been entrusted with the charge of purchasing the most approved machinery for the dressing of hemp, as authorized by the Provincial Act. The four sets of machinery have arrived, and the Lieutenant Governor, with the advice of the Executive Council, has directed that one shall be sent to the Sheriff of each of the following Districts: Midland, London, Gore and Bathurst, to be there employed for the use of the inhabitants, under the direction of the magistrates. The work alluded to in the Commissioner's letter has been placed in the Library of the Legislature.

5th December, 1823.

**P. MAITLAND.**

The Lieutenant Governor transmits to the Honorable Legislative Council a copy of the report of the arbitrators appointed under the Canada Trade Act for deciding the amount of arrears due to Upper Canada from the Lower Province, except such as relate to duties levied under acts of the Imperial Parliament, which in conformity to the provisions of the law, are reported to the Lords Commissioners of His Majesty's Treasury, together with the proceedings of the arbitrators relative to the application of the proceeds of the tolls levied at Chateaugay. The Lieutenant Governor has no doubt that the Legislative Council will recognize in these documents the zeal and ability with which the negotiation has been conducted on the part of this Province, and that the House will perceive the propriety of enabling him to afford an adequate remuneration to the officers employed on that important duty, by concurring to place at his disposal for that purpose a sum of not less than five hundred pounds.

5th December, 1823.

The Committee appointed to examine into and report upon the Bill, entitled "An Act to reduce into one Act the several Statutes of this Province respecting the election of Members of the House of Assembly and the Qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at Elections," reported that they had examined the said Bill and found that the repealing clause was correct. Ordered that the report be accepted, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the said report into consideration. House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and made some amendments thereto, which they recom-

mended to the adoption of the House. Ordered that the report be accepted, and the amendments engrossed, and the said Bill read a third time on Monday next.

On motion made and seconded, the House adjourned until Monday at one o'clock p.m.

*Monday, 8th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill, entitled "An Act to divide the County of Carleton, in the Bathurst District." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill, and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

A message in the following words, being signed by the Speaker, was by the Master in Chancery carried down to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the Election of Members of the House of Assembly and the Qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at elections." The Legislative Council have for that purpose appointed a Committee of two members who will be ready to meet the Committee of the House of Assembly in the Joint Committee Room at twelve o'clock noon to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 8th December, 1823.

The Honorable Messieurs Clark and Mackintosh were appointed a Committee for that purpose.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message, which was read as follows after the deputation had withdrawn:—

Mr. Speaker,—The Commons House of Assembly has agreed to a conference with the Honorable the Legislative Council on the subject matter of the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the Election of Members of the House of Assembly and the Qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at Elections," and has appointed a Committee of four of its members to meet the Committee of the Honorable the Legislative Council at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 8th December, 1823.

On motion made and seconded, the House adjourned until to-morrow at one o'clock p.m.

*Tuesday, 9th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the Election of Members of the House of Assembly, and the Qualification of Voters and Candidates at such elections, and also to provide against fraud in obtaining qualifications to vote at elections," respectfully reported that they had met the Committee of the House of Assembly, when the following amendments were proposed, viz., in the title of the said Bill, after the words, "an Act to" expunge "reduce into one Act," and insert the word "repeal," and after the word "Elections" insert "and to reduce the provisions thereof with some amendments into one Act." Also first press of said Bill after the word "to" in first line expunge the words "reduce into one act" and insert the word "repeal," and in same press, in fourth line, after the word "Elections" insert "and to reduce the several provisions thereof with some amendments into one Act." Which amendments were agreed to by both Committees to be reported to their respective Houses.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take the said report into consideration. House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Report into consideration, had made some progress therein, and requested leave to sit again. Ordered that the report be accepted and leave given.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the messages received from His Excellency the Lieutenant Governor on the 5th instant. House in Committee. Doctor Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said messages into consideration and recommended that a Committee be appointed to prepare answers thereto. Ordered that the report be accepted, and the Honorable Messieurs Cameron and Dunn were appointed accordingly.

On motion made and seconded, the House adjourned during pleasure. The House formed.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill, entitled "An Act to repeal part of and extend the provisions of an Act passed in the thirty-eighth year of His late Majesty's reign, intitled 'An Act to ascertain and establish on a permanent footing the Boundary Lines of the Different Townships of this Province.'" The deputation having withdrawn, the said Bill was read a first time.

The Committee appointed to prepare Addresses in answer to the Messages of His Excellency the Lieutenant Governor, received on the 5th instant, reported that they had done so. The Addresses being read, on motion made and seconded, the House resolved itself into a Committee of the Whole to take them into consideration. House in Committee, Mr. Mackintosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Addresses, and recommended them to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that they be engrossed and read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to authorize Ministers of the Society of Methodists to Solemnize Marriage in this Province." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Monday next.

On motion made and seconded, the House adjourned until to-morrow at 3 o'clock p.m.

*Wednesday, 10th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, George H. Markland, John Henry Dunn.

Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly requests a free Conference with the Honorable the Legislative Council on the subject matter of the Bill entitled "An Act to reduce into one Act the several Statutes of this Province, respecting the Election of Members of the House of Assembly and the Qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at elections.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, December 10th, 1823.

The deputation having withdrawn, the said message was read. And, on motion made and seconded, the Honorable Messieurs Clark and Mackintosh being appointed a Committee for that purpose, a message in the following words was by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council have agreed to a conference with the Commons House of Assembly on the subject matter of the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the Election of Members of the House of Assembly and the qualification of Voters and Candidates at such Elections," and have appointed a Committee of two members, who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at three o'clock p.m. to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 10th December, 1823.

Pursuant to the order of the day, the Addresses in answer to His Excellency the Lieutenant Governor's messages, received on the 5th instant, being engrossed, were read a third time, and the question being put on each respectively, if it do now pass, was carried in the affirmative, whereupon the Speaker signed the same, as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council return their respectful thanks for your Excellency's message, transmitting to them a copy of a communication from the late Commissioner in England who had been intrusted with the charge of purchasing the most approved machinery for the dressing of Hemp, as authorized by the Provincial Act, and for informing them of the disposition Your Excellency, with the advice of the Executive Council, has thought fit to make of the different sets of machinery which have arrived.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 10th December, 1823.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency.—The Legislative Council return their respectful thanks for Your Excellency's message transmitting a copy of the report of the Arbitrators appointed under the Canada Trade Act for deciding the amount of arrears of revenue due to Upper Canada from the Lower Province, except such as relate to duties levied under Act of the Imperial Parliament, which, in conformity to the provisions of the law, are reported to the Lords Commissioners of His Majesty's Treasury, together with the proceedings of the Arbitrators relative to the application of the proceeds of the tolls levied at Chateaugay.

The Legislative Council with great satisfaction recognize in these documents the zeal and ability with which the negotiation has been conducted on the part of this Province, and will readily concur in enabling Your Excellency to afford an adequate remuneration to the officers employed on that important duty, by placing at the disposal of Your Excellency a sum not less than five hundred pounds.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 10th December, 1823.

On motion made and seconded, the Honorable Messieurs Cameron and Dunn were appointed a Committee to enquire when His Excellency would be pleased to receive the Addresses, and to present the same.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Thursday, 11th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), John McGill, William Dickson, Thomas Clark, George Crookshank, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the addresses of this House, in answer to His Excellency's messages of the 5th instant, reported that they had done so, and His Excellency being then ready to receive them they were presented accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to repeal part of, continue and amend the Laws now in force imposing a duty on licenses to Innkeepers within this Province," and a Bill entitled "An Act further to regulate by Law the Commercial Intercourse of the Province of Upper Canada with the United States of America." The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded upon each Bill respectively, ordered to be read a second time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Friday, 12th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

The Committee appointed to meet the Committee of the Commons House of Assembly in free conference upon the subject matter of the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the Election of Members of the House of Assembly and the Qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at Elections," respectfully reported:

That the Committee of the House of Assembly concurred in the amendments proposed by the Honorable the Legislative Council to said Bill, and agreed to recommend them to the adoption of their House. Ordered that the report be accepted.

The Honorable Mr. Mackintosh presented a petition from the inhabitants of the Western District, which was ordered to be laid upon the table.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of, continue and amend the Laws now in force imposing a Duty on Licenses to Innkeepers within this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee, Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill entitled "An Act further to regulate by Law the Commercial intercourse of the Province of Upper Canada with the United States of America," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message, which after the deputation had withdrawn was read as follows:—

Mr. Speaker,—The Commons House of Assembly have concurred in the amendments made by the Honorable the Legislative Council in and to the Bill entitled “An Act to alter and amend an Act passed in the fourth year of His Majesty’s reign, entitled ‘An Act to provide for the erection of a Gaol and Court House in and for the Home District.’”

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 12th December, 1823.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled “An Act to Incorporate certain persons therein mentioned under the Style and Title of the Welland Canal Company.” The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded the Honorable Messieurs Clark, Strachan and Markland were appointed a Committee to take the same into consideration.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who delivered to the Speaker certain messages and inclosures. Major Hillier having withdrawn, the said messages were read as follows:—

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable Legislative Council copies of such assessments and population returns of the respective Districts as have been received since the last Session of the Provincial Legislature.

12th December, 1823.

P. MAITLAND.

The Lieutenant Governor transmits for the consideration of the Honorable the Legislative Council a copy of a Petition from the Inhabitants of the Townships of West Gwillimsbury and Tecumseth, for aid in the erection of a bridge.

12th December, 1823.

On motion made and seconded, ordered that the said messages be taken into consideration on Monday next.

On motion made and seconded, the House adjourned until Monday at 1 o’clock p.m.

*Monday, 15th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn. Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of, continue and amend the Laws now in force imposing a duty on Licences to Innkeepers within this Province," was read a third time, and the question being put, if the said Bill do now pass, was carried in the affirmative, whereupon the Speaker signed the same and it was by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill entitled "An Act to authorize Ministers of the Society of Methodists to Solemnize Marriage in this Province" was read a second time, and, on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again on Friday next. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded, the Petition of the Justices of the Peace of the Midland District was read.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the messages of His Excellency the Lieutenant Governor, received on the 12th instant. House in Committee, Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said messages into consideration and recommended that a Select Committee be appointed to prepare addresses in answer thereto. Ordered that the report be accepted, and on motion made and seconded the Honorable Messieurs Wells and Markland were appointed accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled, 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose, and also to repeal part of and amend the provisions of an Act passed in the fifty-ninth year of His late Majesty's reign, entitled, 'An Act to repeal part of and amend the Laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province.'" The deputation having withdrawn, the said Bill was read a first time, and, on motion made and seconded, ordered to be read a second time to-morrow.

The said deputation also brought up a Bill entitled "An Act to confirm certain marriages in this Province, which was read a first time, and on motion made and seconded, ordered that the said Bill be read a second time on Friday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up the Bill entitled "An Act to repeal an Act of Parliament made in England in the twenty-first year of the reign of His late Majesty King James the First, entitled 'An Act to prevent the destroying and murdering of Bastard Children,' and to make other provision in lieu thereof" to which the House had made some amendments. The deputation having withdrawn the said amendments were read a first time, and on motion made and seconded ordered to be read a second time to-morrow. On motion made and seconded, the Honorable Messieurs Clark, Strachan, and Markland were appointed a Committee to examine and report upon the Bill entitled "An Act to incorporate certain persons therein mentioned under the Style and Title of the Welland Canal Company."

The Honorable Mr. Markland gave notice that on Wednesday next he would move that all notices which have been regularly inserted in the *Upper Canada Gazette* since the first day of September shall be considered good and sufficient Notices in conformity with the forty-seventh rule of the House. On motion made and seconded the House adjourned during pleasure. The House formed.

The Committee appointed to prepare addresses in answer to His Excellency the Lieutenant Governor's messages of the 12th instant, reported that they had done so. Ordered that the report be accepted, and on motion made and seconded that the said addresses be engrossed and read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Tuesday, 16th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Addresses in answer to His Excellency the Lieutenant Governor's messages of the 12th instant being engrossed were read a third time, and the question being put upon each respectively if it do now pass, was carried in the affirmative, whereupon the Speaker signed the same as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council return their respectful thanks to Your Excellency for having transmitted to them copies of such assessment and population returns of the respective districts as have been received since the last Session of the Provincial Legislature.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 16th December, 1823.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council return their respectful thanks to Your Excellency for having transmitted to them a Copy of a petition from the Inhabitants of the Townships of West Gwillimsbury and Tecumseth, for aid in the erection of a bridge.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 16th December, 1823.

On motion made and seconded, the Honorable Messieurs Wells and Markland were appointed a Committee to wait upon His Excellency to know when he would be pleased to receive the addresses, and to present the same.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled, 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,' and also to repeal part of and amend the provisions of an Act passed in the fifty-ninth year of His late Majesty's reign, entitled 'An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again on Thursday next. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the amendments made by the Commons House of Assembly in and to the Bill, entitled "An Act to repeal an Act of Parliament made in England in the twenty-first year of the reign of His late Majesty King James the First, entitled 'An Act to prevent the destroying and murdering of Bastard Children,' and to make other provisions in lieu thereof," were read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Babby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said amendments, and recommended that a Conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and on motion made and seconded the Honorable Messieurs Strachan and Markland being appointed a Committee for that purpose, a message in the following words was signed by the Speaker and by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the amendments made by that House in and to the Bill entitled "An Act to repeal an Act of Parliament made in England in the twenty-first year of the reign of His late Majesty King James the First; entitled 'An Act to prevent the destroying and murdering of Bastard Children,' and to make other provisions in lieu thereof," and have appointed a Committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 12 o'clock noon to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 16th December, 1823.

The Select Committee to whom was referred the Report of the Commissioners of the late pretended Bank of Upper Canada, and also the Petition of the Stockholders of that Institution, reported that they had taken the said report and petition into consideration and had prepared a Bill founded thereon, which they presented to the House. Ordered that the report be accepted, and on motion made and seconded the said Bill was read a first time, and ordered to be read a second time on Thursday next.

On motion made and seconded the House adjourned until 2 o'clock p.m. to-morrow.

*Wednesday, 17th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the Addresses of this House in answer to His Excellency's messages of the 12th instant, reported that they had done so, and His Excellency being then ready to receive them they were presented accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An act for granting His Heirs and Successors to and for the Uses of this Province the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and also an Act passed in the forty-third year of His late Majesty's reign entitled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America. as are now paid on Goods and Merchandise imported from Great Britain and other places," and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the crection and repairing of Light Houses and to make more effectual provision for the due collection of duties on goods imported into this Province." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Monday next.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Thursday, 18th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

On motion made and seconded, ordered that so much of the order of the day as relates to the recommitment of the Bill entitled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled 'An Act to provide for the laying out, amending and keeping in repair the public Highways and Roads in this Province and to repeal the laws now in force for that purpose,' and also to repeal part of and amend the provisions of an Act passed in the fifty-ninth year of His late Majesty's reign entitled 'An Act to repeal part

of and amend the laws now in force for laying out, amending and keeping in repair the public Highways and Roads in this Province," be discharged, and be of the order of the day for Tuesday next.

On motion made and seconded, the House adjourned during pleasure. The House formed.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the bar of this House the following message and resolutions:—

Mr. Speaker,—The Commons House of Assembly communicates to the Honorable the Legislative Council several Resolutions on the subject of "The Claims of the Church of Scotland," passed this day, and to which it requests the concurrence of that Honorable Body.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th December, 1823.

Resolved, That when the Kingdoms of England and Scotland were united the subjects of both were placed upon a footing of reciprocity and were to enjoy a full communication of every right, privilege, and advantage, and that neither the Church of the one nor the other thereby gained any ascendancy, on the contrary, that both were established by law as National Protestant Churches within their respective kingdoms, and consequently the clergy of both are equally entitled to a participation in all the advantages which have resulted, or may hereafter result, from the said union.

Resolved, That the Provinces of Canada were wrested from the Dominion of France by the united exertions of Great Britain and Ireland, and that the Churches of England and Scotland had at the conquest thereof an equal claim to enjoy the advantages which might be derived from the said conquest.

Resolved, That by the Act of the British Parliament passed in the thirty-first year of His late Majesty's reign, the Governor, Lieutenant Governor, or person administering the Government of this Province, was authorized to set apart a portion of one-seventh of the lands for the support and maintenance of a Protestant clergy.

Resolved, That if His late Majesty, when he graciously authorized an appropriation of land for the support and maintenance of a Protestant Clergy in this Province, did not contemplate a provision for the Clergy of the Church of Scotland, that they ought now to come under His Majesty's most favorable consideration, by being otherwise provided for.

Resolved, That an humble address be presented to His Majesty, founded on the foregoing resolutions, praying that His Majesty will be graciously pleased to direct such measures as will secure to the Clergy of the Church of Scotland, residing or who may hereafter reside in this Province, such support and maintenance as His Majesty shall think proper.

Truly extracted from the minutes.

(Signed) GRANT POWELL, Clk. Assy.

17th December, 1823.

The deputation having withdrawn, the said message and resolutions were read, and on motion made and seconded, ordered that the House do on Tuesday next resolve itself into a Committee of the Whole to take the same into consideration.

Pursuant to the order of the day, the Kingston Bank Bill was read a second time.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to repeal the fifteenth clause of an Act passed in the thirty-eighth year of His late Majesty's reign entitled 'An Act for the better division of this Province,' and to declare the Counties of Lennox and Addington separate and independent counties." The deputation having withdrawn, the said Bill was read a first time.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to enable the Presbyterian Congregation of York to purchase one or more parcels of ground sufficient for the erection of a Church and Burying Ground." The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time on Tuesday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act for the relief of William Peterson," and a Bill entitled "An Act to repeal part of the sixth clause of an Act passed in the second year of His Majesty's reign, chapter third, and also part of the twenty-third clause of an Act passed in the thirty-eighth year of His late Majesty's reign, entitled 'An Act for the better division of the Province,' and to provide for the better division of the District of Newcastle." The deputation having withdrawn, the said Bills were read a first time.

The Honorable and Rev. Doctor Strachan gave notice that he would to-morrow move that an Address be presented to His Excellency the Lieutenant Governor requesting him to furnish this House with a map of the Province.

Agreeably to notice given, the Honorable Mr. Markland moved that all notices which have been regularly inserted in the *Upper Canada Gazette* since the first day of September shall be considered good and sufficient notices in conformity with the forty-seventh rule of the House.

On motion made and seconded the Honorable Messieurs Clark and Markland were appointed a Committee to inquire into and report upon notices of application to Legislature on local matters.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the Kingston Bank Bill. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly have agreed to a conference with the Honorable Legislative Council on the subject matter of the Bill entitled "An Act to repeal an Act of Parliament made in England in the twenty-first year of His late Majesty King James the First, entitled 'An Act to prevent the destroying and murdering of Bastard Children,' and to make other provisions in lieu thereof," and have for that purpose appointed four of its members to meet the Committee of the Honorable the Legislative Council in the Joint Committee Room at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th December, 1823.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House adjourned until to-morrow at 1 o'clock p.m.

*Friday, 19th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, George H. Markland, John Henry Dunn.

Prayers were read.

The Committee appointed to meet the Committee of the Commons House of Assembly in the Joint Committee Room on the 17th instant, reported the following: "The Committee of Conference on the part of the Honorable Legislative Council having requested from the Committee of the House of Assembly the reasons of their House for amending the Bill sent to that House by the Legislative Council, entitled 'An Act to repeal an Act of Parliament made in England in the twenty-first year of the reign of His late Majesty King James the First, entitled 'An Act to prevent the destroying and murdering of Bastard Children,' and to make other provisions in lieu thereof.'" "The Committee assigned the following, That it appeared to the House an incorrect mode of Legislation to propose the repeal of a British Act of Parliament by the Provincial Legislature, having only power to repeal the operation of such Acts in this Province, and that they are desirous that all the Acts to be passed by this Legislature for the repeal of British Acts should in their provisions conform to the mode adopted in passing the Act passed in the second year of His present Majesty's reign, chapter twelfth, and also that the punishment proposed in the Bill should be the same as in cases of misdemeanor, that when a different mode of punishment may be devised for misdemeanor the Court shall not be required to order imprisonment only."

Pursuant to the order of the day the Bill entitled "An Act to confirm certain marriages in this Province" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration and had made some progress therein. Ordered that the Report be accepted.

On motion made and seconded, ordered that so much of the order of the day as relates to the recommitment of the Bill entitled "An Act to authorize Ministers of the Society of Methodists to Solemnize Marriage in this Province," be discharged.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Kingston Bank Bill. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into further consideration and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the report be accepted and on motion made and seconded that the amendments be engrossed and the Bill read a third time on Monday next.

On motion made and seconded the House adjourned during pleasure. The House formed.

The Committee appointed to take into consideration the Bill entitled "An Act to incorporate certain persons therein mentioned under the Style and Title of the Welland Canal Company," reported that they had done so, and recommended it to the adoption of the House, with an amendment further securing indemnification to such persons as may suffer loss from the construction of the said canal, by lessening the value of their private property. The said Bill being read a second time on motion made and seconded, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration and recommended it with the amendment proposed by the Select Committee to the adoption of the House. Ordered that the report be accepted and the Bill as amended read a third time on Monday next.

On motion made and seconded the House adjourned until Monday next at 12 o'clock noon.

*Monday, 22nd December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled "An Act for granting to His Majesty, his heirs and successors, to and for the uses of this Province, the like duties on goods and merchandise brought into this Province from the United States of America, as are now paid on goods and merchandise imported from Great Britain and other places," and also an Act passed in the forty-third year of His late Majesty's reign, entitled "An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign entitled "An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on goods and merchandise imported from Great Britain and other places," and to provide more effectually for the collection and payment of duties on goods and merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses, and to make more effectual provision for the due collection of duties on goods imported into this Province." was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Bill entitled "An Act to incorporate certain persons therein mentioned under the style and title of the Welland Canal Company," as amended, be discharged, and that the Bill be now recommitted. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said amendments be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading, of the Kingston Bank Bill be discharged, and be of the order of the day for Wednesday next.

On motion made and seconded, the House adjourned during pleasure. The House formed.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the report of the Committee of Conference on the amendments made by the Commons House of Assembly in and to the Bill entitled "An Act to repeal an Act of Parliament made in England in the twenty-first year of the reign of His late Majesty King James the First, entitled 'An Act to prevent the destroying and murdering of Bastard Children,' and to make other provisions in lieu thereof." House in Committee. Doctor Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said report into consideration and had made some progress therein. Ordered that the report be accepted.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly has concurred in the report of the Committee of Conference on the subject of the amendment to the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the election of members of the House of Assembly, and the qualification of voters and candidates at such elections," and also to provide against fraud in obtaining qualifications to vote at elections."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 22nd December, 1823.

The deputation having withdrawn, the said message was read, and on motion made and seconded ordered that the amendments to the said Bill be engrossed and the Bill as amended read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act further to regulate by Law the Commercial Intercourse of the Province of Upper Canada with the United States of America." House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock noon.

*Tuesday, 23rd December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to incorporate certain persons therein mentioned under the Style and Title of the Welland Canal Company," and the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the Election of Members of the House of Assembly and the qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at elections," were read a third time as amended, and the question being put upon each Bill respectively if it do now pass, was carried in the affirmative, whereupon the Speaker signed the amendments to the said Bills, and the Master in Chancery carried down and returned the said Bills to the Commons House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the Resolutions on the subject of the Claims of the Church of Scotland received from the Commons House of Assembly on Thursday last. House in Committee. Mr. Mackintosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said resolutions into consideration and could not recommend them for the concurrence of the House, and the question being put if the report be accepted, it was carried in the affirmative. On motion made and seconded, the contents and non-contents were taken as follows:—

Contents: The Hons. James Baby, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Non-contents: The Hons. John McGill, William Dickson, Thomas Clark, George Crookshank, John Henry Dunn.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to authorize the Justices of the Peace for the Midland District to loan a further sum of money for the purposes therein mentioned." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Monday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to enable the Justices of the Peace of the District of Johnstown to erect a new Jail and Court House or repair the old one, and to erect new Bridges over Yonge and Irish Creek." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Monday next.

Pursuant to the order of the day, the Bill entitled "An Act to enable the Presbyterian Congregation of York to purchase one or more parcels of ground sufficient for the erection of a Church and Burying Ground," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Wells in the chair.

The Speaker resumed the chair. The Chairman reported that the Committee had made some progress in the Bill, and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled 'An Act to provide for the laying out, amending and keeping in repair the public Highways and Roads in this Province, and to repeal the laws now in force for that purpose,' and also to repeal part of and amend the provisions of an Act passed in the fifty-ninth year of His late Majesty's reign, entitled 'An Act to repeal part of and amend the laws now in force for laying out, amending, and keeping in repair the Public Highways and Roads in this Province.'" House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill and requested leave to sit again on Monday next. Ordered that the report be accepted and leave given accordingly.

The Committee appointed to examine into and report upon the notices in the *Upper Canada Gazette* in regard of applications being made to the Legislature to procure Acts to be passed for purposes of a local nature. Most respectfully reported, That they had made the examination and found:

That the first notice for the incorporation of a company to make a Canal from the River Welland to Lake Ontario was inserted on the 17th July last.

That the first notice for the Division of the London District into two Districts was inserted on 31st July last.

That the first notice for the Division of the Counties of Lennox and Addington was inserted on the 8th May last.

That the first notice for the Formation of the Townships of Monaghan, Smith and other Townships into a separate County was inserted on the 4th September last.

That the first notice for the Formation of the Townships in the upper end of the Midland District and the Townships in the lower part of the Newcastle District, to be formed into a separate District, was inserted on the 4th September last.

That the first notice to remove the Gaol and Court House from Hamilton, in the Newcastle District, to Cobourg was inserted on the 4th September last.

That the first notice of a change in the Police Laws in the Town of Kingston was inserted on the 7th of August last.

That the first notice to divide the County of Halton, in the Gore District, into two Counties was inserted on the 31st July last.

That the first notice for the division of the District of Bathurst into two counties was inserted on the 18th of September last.

That the first notice for setting off the County of Prince Edward into a separate District was inserted on the 9th October last,

And that all those notices had been regularly continued since their first insertion.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the Honorable Mr. Markland's motion of the 18th instant. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said motion into consideration, and recommended that the words "first day of September" in the original be expunged and "the Ninth day of

October" inserted. Ordered that the report be accepted, and the said motion as amended was put and carried.

On motion made and seconded, the House adjourned until to-morrow at 2 o'clock p.m.

*Wednesday, 24th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank; Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Kingston Bank Bill be discharged.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act further to regulate by law the Commercial Intercourse of the Province of Upper Canada with the United States of America." House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time on Monday next.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to divide the County of Carleton, in the Bathurst District." House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again on Tuesday next. Ordered that the report be accepted and leave given accordingly.

The Bill entitled "An Act to repeal the fifteenth clause of an Act passed in the thirty-eighth year of His late Majesty's reign, entitled 'An Act for the better division of this Province,' and to declare the Counties of Lennox and Addington separate and independent Counties," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill and requested leave to sit again this day three months. Ordered that the report be accepted.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up the following messages:—

Mr. Speaker.—The Commons House of Assembly has concurred in the amendments made by the Honorable the Legislative Council in and to the Bill entitled "An Act to reduce into one Act the several Statutes of this Province respecting the election of members of the House of Assembly and the qualifications of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at Elections."

(Signed) LEVIUS P. STERWOOD, Speaker.

Commons House of Assembly, 24th December, 1823.

Mr. Speaker,—The Commons House of Assembly has concurred in the Amendments made by the Honorable the Legislative Council in and to the Bill entitled “An Act to incorporate certain persons therein mentioned under the Style and Title of the Welland Canal Company.”

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 24th December, 1823.

The deputation having withdrawn, the said messages were read.

On motion made and seconded, the House adjourned until Monday next at 12 o'clock noon.

*Monday, 29th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Prayers were read.

Pursuant to the order of the day the Bill entitled “An Act further to regulate by law the Commercial Intercourse of the Province of Upper Canada with the United States of America,” was read a third time, and the question being put if the said Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same and it was by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill entitled “An Act to authorize the Justices of the Peace of the Midland District to loan a further sum of money for the purposes therein mentioned.” was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration and recommended that a Conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and on motion made and seconded the Hon. Messieurs Wells and Markland being appointed a Committee for that purpose, a message in the following words was signed by the Speaker and by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council request a Conference with the Commons House of Assembly on the subject matter of the Bill entitled “An Act to authorize the Justices of the Peace of the Midland District to loan a further sum of money for the purposes therein mentioned,” and have appointed a committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 3 o'clock p.m. this day.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 29th December, 1823.

Pursuant to the order of the day, the Bill entitled “An Act to enable the Justices of the Peace of the District of Johnstown to erect a new Jail and Court House, or repair the old one, and to erect new bridges over Yonge and Irish Creek,” was read a second time, and on motion made and seconded the House re-

solved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again. Ordered that the report be accepted, and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act for the relief of James Carrol." The deputation having withdrawn, the said Bill was read a first time.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to divide the County of Halton, in the Gore District." The deputation having withdrawn, the said Bill was read a first time.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to repeal part of the second clause of an Act passed in the thirty-third year of His late Majesty's reign, entitled 'An Act to provide for the nomination and appointment of Parish and Town Officers within this Province,' and to make more effectual provision for obtaining an Accurate Census of the Population of this Province." The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to provide for the erection of the County of Prince Edward into a Separate District, and for other purposes therein mentioned." The deputation having withdrawn the said Bill was read a first time.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly have agreed to the request of the Honorable the Legislative Council for a conference on the subject matter of the Bill entitled "An Act to authorize the Justices of the Peace of the Midland District to loan a further sum of money for the purposes therein mentioned," and have appointed four of its members to meet the Committee of the Honorable the Legislative Council at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 29th December, 1823.

The deputation having withdrawn, the said message was read.

On motion made and seconded, ordered that so much of the order of the day as relates to the recommitment of the Bill entitled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled 'An Act to provide for the laying out, amending and keeping in repair the Public Highways and Roads in this Province, and to repeal the Laws now in force for that purpose, and also to repeal part of and amend the provisions of An Act passed in the fifty-ninth year of His late Majesty's reign, entitled "An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the Public Highways and Roads in this Province"'" be discharged and be of the order of the day for to-morrow.

On motion made and seconded, the Petition of the Inhabitants of the Western District was read.

On motion made and seconded the House adjourned during pleasure. The House formed.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill entitled "An Act to authorize the Justices of the Peace of the Midland District to loan a further sum of money for the purposes therein mentioned," reported the following:—

"That, in answer to a query put by your Committee on the part of this House, as to the intended construction of the last provision of the Bill in question, they were informed that the intention of the House of Assembly was not to render it compulsory on the magistrate to appropriate a larger annual liquidation than the original three hundred pounds required by the former Bill therein referred to." On motion made and seconded, the House resolved itself into a Committee of the Whole to take the said report into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said report into consideration and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be now recommitted. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time to-morrow.

On motion made and seconded the House adjourned until to-morrow at 11 o'clock a.m.

*Tuesday, 30th December, 1823.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House the following message and resolutions:—

Mr. Speaker,—The Commons House of Assembly communicates to the Honorable the Legislative Council certain resolutions of this House relative to the Culture of Tobacco in this Province, and to which it requests the concurrence of that Honorable Body.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 29th December, 1823.

Resolved, That it is the opinion of this House that the restrictions under which the Bread Stuffs and other commodities of Canada are admitted into Great Britain, the state of the markets in other places to which they are permitted to be exported, and the impediments which render the transportation of them from the

remote districts of Upper Canada both difficult and expensive, have caused the value of these staples in those districts to be greatly depreciated and have checked their agricultural and commercial prosperity.

Resolved, That actual experiment has proved that the climate and soil of those districts are generally well adapted to the culture of tobacco, which, if encouraged by the certainty of a remunerating price to the grower, would be cultivated in considerable quantities, thereby enabling the inhabitants to pay for the large supplies of manufacturers which they require from the Mother Country.

Resolved, That it has been sufficiently proved that the tobacco of Upper Canada, from being cultivated by a free instead of a slave population, from its less easy access to market and from other causes, costs  $2\frac{1}{2}$ d. per pound more when imported into Great Britain than the same article brought from the United States of America and consequently that it cannot compete with it in the Mother Country, where no duties, it is believed, are levied on its importation.

Resolved, That if an abatement of threepence per pound in favor of tobacco produced in Upper Canada were made in the excise duty imposed upon the article in Great Britain when taken out of the warehouse for consumption, it would afford sufficient encouragement to the grower, and lead, without doubt, to its general cultivation in the Western Districts of this Province.

Resolved, That such a measure on the part of the Mother Country would induce the rapid population of those remote sections of Upper Canada which, though highly favored in regard to climate and soil, require some peculiar advantage of this description to compensate for their remoteness from market, and that it would add most materially to the strength and value of the Province in general, by the introduction of capital, give an impulse to improvements of every kind, and enable a much greater portion of its inhabitants to become profitable consumers of the manufactures of Great Britain.

Resolved, That in the opinion of this House it is expedient to address His Most Gracious Majesty praying that His Majesty would recommend to His Parliament to grant the indulgence suggested in the foregoing resolutions.

Truly extracted from the minutes.

(Signed) G. POWELL, Clk., Ass'y.

The deputation having withdrawn, the said message and resolutions were read, and on motion made and seconded, ordered that the House do on to-morrow take the same into consideration.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to repeal an Act passed in the forty-fifth year of His late Majesty's reign, entitled 'An Act to regulate the trial of controverted elections or returns of members to serve in the House of Assembly,' and to make more effectual provision for such trials." The deputation having withdrawn the said Bill was read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to divide the County of Carleton, in the Bathurst District." House in Committee. Dr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again. Ordered that the report be accepted and leave given accordingly. On motion made

and seconded, ordered that so much of the order of the day as relates to the recommitment of the Bill entitled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled 'An Act to provide for the laying out, amending and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,' and also to repeal part of and amend the provisions of an Act passed in the fifty-ninth year of His late Majesty's reign, entitled 'An Act to repeal part of and amend the Laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province,'" be discharged and be of the order of the day for Friday next.

Pursuant to the order of the day the Bill entitled "An Act to repeal part of the second clause of an Act passed in the thirty-third year of His late Majesty's reign, entitled 'An Act to provide for the nomination and appointment of parish and town officers within this Province and to make more effectual provision for obtaining an accurate census of the population of this Province,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Mackintosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to repeal part of and to amend an Act passed in the fiftieth year of the reign of His late Majesty George the Third, entitled 'An Act for granting to His Majesty a Duty on Billiard Tables,'" The deputation having withdrawn, the said Bill was read a first time.

The deputation also brought up a Bill entitled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor in pursuance of the Address of the House of Assembly during the last Session," which was read a first time and ordered to be read a second time to-morrow, and likewise a Bill entitled "An Act to continue and amend an Act passed in the fifty-eighth year of His late Majesty's reign, entitled 'An Act to continue the Laws now in force for granting an additional Duty on Shop Licences,' and to require persons selling spirituous liquors by wholesale to take out a License for that purpose," which was also read a first time, and ordered to be read a second time on Friday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to alter the times of holding the terms of Hilary and Michaelmas." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Friday next.

On motion made and seconded, the Bill entitled "An Act to repeal part of and extend the provisions of an Act passed in the thirty-eighth year of His late Majesty's reign, entitled 'An Act to ascertain and establish on a permanent footing the boundary lines of the different townships of this Province,'" was read a second time, and the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again on Friday. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock noon.

*Wednesday, 31st December, 1823.*

The House met pursuant to adjournment.

Present: The Hon. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of the second clause of an Act passed in the thirty-third year of His late Majesty's reign, entitled 'An Act to provide for the nomination and appointment of Parish and Town Officers within this Province, and to make more effectual provision for obtaining an accurate census of the Population of this Province,'" was read a third time, and the question being put if the said Bill do now pass it was carried in the affirmative, whereupon the Speaker signed the same, and it was by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill entitled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor, in pursuance of the Address of the House of Assembly during the last Session," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee recommended that a Select Committee be appointed to search for precedents. Ordered that the report be accepted, and on motion made and seconded the Hons. Messieurs Crookshank and Markland were appointed a Committee for that purpose.

Pursuant to the order of the day, the Bill entitled "An Act to repeal an Act passed in the forty-fifth year of His late Majesty's reign, entitled 'An Act to regulate the trial of controverted elections, or returns of members to serve in the House of Assembly,' and to make more effectual provision for such Trials," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who delivered to the Speaker certain messages. Major Hillier having withdrawn they were read as follows:—

**P. MATTLAND.**

The Lieutenant Governor thinks proper to transmit for the information of the Honorable the Legislative Council the following extract from a dispatch which he

has recently received from His Majesty's Principal Secretary of State for the Colonies respecting the distribution of the sum appropriated by His Majesty for the compensation of losses sustained by the Inhabitants of this Province during the late war.

Government House, 31st December, 1823.

"If, however, the Province shall provide funds arising from new taxes to be specially imposed for that purpose, and in no degree hazarding the appropriation of the existing revenue, by which funds the Province may be enabled to take upon itself the annual payment of some portion of the Civil Establishment, the expense of which is now defrayed by Parliament, I should in that case be disposed to recommend to the Treasury the propriety of sanctioning a further grant in aid of the claimants bearing a proportion to the diminution of the annual grant of the British Parliament which may be effected by the Assembly taking a proportion of that payment on themselves."

P. MAITLAND.

The Lieutenant Governor transmits to the Honorable the Legislative Council a Copy of the Report of the Commissioners appointed under the Act for the improvement of the Internal Navigation of this Province.

Government House, 31st December, 1823.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the resolutions on the subject of the Culture of Tobacco received from the Commons House of Assembly yesterday. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said resolutions into consideration, had made some progress therein, and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded, the House adjourned until Friday next at 12 o'clock noon.

*Friday, 2nd January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Duncan Cameron, George H. Markland.

Prayers were read.

Pursuant to the order of the day the House resolved itself into a Committee of the whole to take into further consideration the Bill entitled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled 'An Act to provide for the laying out, amending, and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,' and also to repeal part of and amend the provisions of an Act passed in the fifty-ninth year of his late Majesty's reign, entitled 'An Act to repeal part of and amend the laws now in force for laying out, amending and keeping in repair the public highways and roads in this Province.'" House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to repeal part of and extend the provisions of an Act passed in the thirty-eighth year of His late Majesty's reign, entitled 'An Act to ascertain and establish on a permanent footing the Boundary Lines of the different Townships in this Province.'" House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration and requested leave to sit again this day three months. Ordered that the report be accepted.

Pursuant to the order of the day, the Bill entitled "An Act to continue and amend an Act passed in the fifty-eighth year of His late Majesty's reign, entitled 'An Act to continue the Laws now in force for granting an additional duty on Shop Licenses and to require persons selling spirituous liquors by wholesale to take out a license for that purpose,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to make permanent and extend the provisions of the laws now in force for the establishment and regulation of Common Schools throughout this Province, and for granting to His Majesty a further sum of money to promote and encourage education within the same." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Monday next.

Pursuant to the order of the day, the Bill entitled "An Act to alter the times of holding the Terms of Hilary and Michaelmas," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again on Monday. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to amend and make permanent a certain Act of the Parliament of this Province passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal the several laws now in force relative to levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of lands and other rateable property throughout this Province,' and to render more effectual the several laws of this Province imposing rates and assessments by providing under certain restrictions for the levying such rates and assessments, by the sale of a portion of the lands on which the same are charged." The deputation having withdrawn the said Bill was read a first time and on motion made and seconded ordered to be read a second time on Monday.

On motion made and seconded the House resolved itself into a Committee of the Whole to take into further consideration the Kingston Bank Bill. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further amendments to the said Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the amendments be engrossed and the Bill as amended read a third time to-morrow.

On motion made and seconded the House resolved itself into a Committee of the Whole to take into consideration the messages of His Excellency the Lieutenant Governor received on Wednesday last. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said messages into consideration and recommended that a Select Committee be appointed to prepare addresses in answer thereto. Ordered that the report be accepted, and on motion made and seconded the Honorable Messieurs Clark and Crookshank were appointed accordingly.

On motion made and seconded the House adjourned during pleasure. The House formed.

The Committee appointed to prepare addresses in answer to His Excellency the Lieutenant Governor's messages of Wednesday reported that they had done so. Ordered that the report be accepted, and on motion made and seconded that the said addresses be engrossed and read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the resolutions on the subject of the culture of tobacco. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee concurred in the principle of the resolutions and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and on motion made and seconded a message in the following words was signed by the Speaker and by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly upon the subject matter of the resolutions sent up for the concurrence of this House on Tuesday last; and have appointed a committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 11 o'clock a.m. to-morrow.

(Signed) WILLIAM D. POWELL, Speaker.

Legislative Council Chamber, 2nd January, 1824.

The Honorable Messieurs Clark and Strachan were appointed a Committee for that purpose.

On motion made and seconded the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Mer-

chandise imported from Great Britain and other places,' and also an Act passed in the forty-third year of His late Majesty's reign, entitled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses, and to make more effectual provision for the due collection of duties on goods imported into this Province.'" House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into consideration and recommended that a Select Committee be appointed to examine into and report upon the Bill by Tuesday next. Ordered that the report be accepted, and on motion made and seconded the Honorable Messieurs Baby, Clark, and Strachan were appointed accordingly.

The Committee appointed to search for precedents reported that in the Bill for making good certain sums of money advanced by His Excellency there was a departure from the usual course by the adoption of the words "for other purposes." On motion made and seconded a message in the following words was signed by the Speaker and carried down and delivered to the Commons House of Assembly by the Master in Chancery:—

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill entitled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor in pursuance of the address of the House of Assembly during the last Session," and have appointed a Committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 11 o'clock a.m. to-morrow.

(Signed) WILLIAM D. POWELL, Speaker.

Legislative Council Chamber, 2nd January, 1824.

The Honorable Messieurs Clark and Strachan were appointed a Committee for that purpose.

On motion made and seconded the House adjourned until to-morrow at 12 o'clock noon.

*Saturday, 3rd January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled 'An Act to provide for the laying out, amending and keeping in repair the Public

Highways and Roads in this Province, and to repeal the laws now in force for that purpose,' and also to repeal part of and amend the provisions of an Act passed in the fifty-ninth year of His late Majesty's reign, entitled 'An Act to repeal part of and amend the laws now in force for laying out, amending, and keeping in repair the public highways and roads in this Province,' and the Bill entitled 'An Act to continue and amend an Act passed in the fifty-eighth year of His late Majesty's reign, entitled "An Act to continue the laws now in force for granting an additional duty on Shop Licenses," and to require persons selling Spirituous Liquors by wholesale to take out a License for that purpose,' were read a third time, and the question being put upon each respectively it was carried in the affirmative, whereupon the Speaker signed the said Bills and they were by the Master in Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Kingston Bank Bill be discharged, and that the said Bill be now recommitted. House in Committee. Mr. McGill in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said Bill into further consideration and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time this day.

Pursuant to the order of the day, the Kingston Bank Bill was read a third time, and on motion made and seconded it was ordered that it be entitled "An Act to make further provision for settling the affairs of the pretended Bank of Upper Canada," and the question being put if the Bill do now pass it was carried in the affirmative. Whereupon the Speaker signed the same and it was by the Master in Chancery carried down and delivered to the Commons House of Assembly.

Pursuant to the order of the day, the addresses in answer to His Excellency the Lieutenant Governor's messages of Wednesday, being engrossed, were read a third time, and the question being put upon each respectively if it do now pass was carried in the affirmative, whereupon the Speaker signed the same, as follows:

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council return their respectful thanks to Your Excellency for transmitting to them an Extract of a Dispatch recently received from His Majesty's Principal Secretary of State for the Colonies respecting the distribution of the sum appropriated by His Majesty for the compensation of losses sustained by the inhabitants of this Province during the late war.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 3rd January, 1824.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council return their respectful thanks to Your Excellency for transmitting to them a Copy of the Report of the Commissioners appointed for the improvement of the Internal Navigation of this Province.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 3rd January, 1824.

On motion made and seconded, the Honorable Messieurs Clark and Crookshank were appointed a committee to wait upon His Excellency to know when he would be pleased to receive the Addresses and to present the same.

Pursuant to the order of the day, the Bill entitled "An Act to make permanent and extend the provisions of the Laws now in force for the establishment and regulation of Common Schools throughout this Province, and for granting to His Majesty a further sum of money to promote and encourage education within the same," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again on Monday. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly have acceded to the requests of the Honorable the Legislative Council for a conference on the subject matter of the Bill entitled "An Act to make good certain moneys issued and advanced by His Excellency the Lieutenant Governor in pursuance of the Address of the House of Assembly during the last Session, and for a conference on the subject matter of the Resolutions sent up by this House for the concurrence of that Honorable Body on Tuesday last," and have appointed two committees of four members each, who will be ready to meet the conferees of the Honorable the Legislative Council at the time and place appointed.

(Signed) LEVIUS P. STIRKWOOD, Speaker.

Commons House of Assembly, 2nd January, 1824.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the resolutions sent up for the concurrence of this House on Tuesday last reported: That they had met the Committee of the Commons House of Assembly in the Joint Committee Room, and informed them that it appeared to the Honorable the Legislative Council that the allusion made in the first resolution to the restrictions imposed upon the admission of our Bread Stuffs into Great Britain might be prejudicial to the objects of the application and to the general interests of the Province, and they agreed to recommend that a Joint Committee might be formed for the purpose of preparing an address in conformity to the spirit of the resolutions, making the amendments suggested. Ordered that the report be adopted.

The Committee appointed to confer with the Committee of the Commons House of Assembly on the subject matter of the Bill entitled "An Act to make good certain monies issued and advanced by His Excellency the Lieutenant Governor in pursuance of the Address of the House of Assembly during the last Session," re-

ported that they had done so, and informed them of the part of the Bill which appeared objectionable to the Honorable the Legislative Council, when the Committee of the House of Assembly agreed to recommend to their House to frame and send to the Legislative Council a Bill leaving out the objectionable part. Ordered that the report be adopted.

On motion made and seconded, the Honorable Mr. Markland obtained leave to present a petition from the Grand and Petit Juries of the District of Johnstown; and a petition from the inhabitants of the Township of Yonge, in the District of Johnstown, which were ordered to lie upon the table.

On motion made and seconded the House adjourned until Monday at 12 o'clock noon.

*Monday, 5th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the Addresses of this House in answer to His Excellency's message of the 31st ultimo, reported that they had done so, and that His Excellency being then ready to receive them, they were presented accordingly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to alter the times of holding the terms of Hilary and Michaelmas." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the amendments be engrossed and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the whole to take into further consideration the Bill, entitled, "An Act to make permanent and extend the provisions of the laws now in force for the establishment and regulation of Common Schools throughout this Province, and for granting to His Majesty a further sum of money to promote and encourage education within the same." House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill and requested leave to sit again, and the question being put if the report be accepted it was carried in the negative. Whereupon the said Bill, on motion made and seconded, was ordered to be read a third time to-morrow.

On motion made and seconded, the Honorable Messieurs Dickson and Markland were appointed a Select Committee to search for Precedents as to the proceedings of the House in cases where the reports of Committees on Bills are refused.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An

Act to repeal the laws now in force for the preservation of the Salmon Fishery in this Province and to make more effectual provision for a limited time for the preservation of the said Fishery." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill entitled "An Act to amend and make permanent a certain Act of the Parliament of this Province passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal the several laws now in force, relative to levying and collecting rates and assessments in this Province, and further to provide for the more equal and General Assessment of Lands and other rateable property throughout this Province,' and to render more effectual the several laws of this Province imposing rates and assessments by providing under certain restrictions for the levying such rates and assessments by the sale of a portion of the lands on which the same are charged," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

A message from His Excellency the Lieutenant Governor being announced, Major Hillier was admitted, who delivered a message to the Speaker. Major Hillier having withdrawn, the said message was read as follows:—

#### P. MATTLAND.

The Lieutenant Governor is apprehensive that the contemplated arrangements for a second circuit will not secure the certain and effectual administration of justice without an increase in the number of judges which was deemed sufficient in the original Constitution of the Court of King's Bench.

The Lieutenant Governor therefore recommends to the Honorable the Legislative Council to take into consideration the propriety of enabling him to make provision for an additional appointment to the Bench.

In regard to this measure the Lieutenant Governor suggests to the Honorable Legislative Council that it may be expedient to avoid delay on account of the necessity of submitting any addition of this nature for the approbation of His Majesty's Government.

3rd January, 1824.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to increase the Salary of the Assistant Adjutant General of Militia."

The deputation having withdrawn, the said Bill was read a first time.

On motion made and seconded the House adjourned until to-morrow at 11 o'clock a.m.

*Tuesday, 6th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, and Rev. John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

The Committee appointed to examine into and report upon the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled, 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and also an Act passed in the forty-third year of His late Majesty's reign, entitled, An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America, as are now paid on Goods and Merchandise imported from Great Britain and other places,' and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing for Light Houses,' and to make more effectual provision for the due collection of duties on goods imported into this Province." Respectfully reported:

That they had gone through the same and found that it comprised all the enactments of the former Acts, for the collection and regulation of duties on goods coming into this Province from the United States of America, with one exception, and that the Bill also contains some new enactments. The exception is: The power given to the Quarter Sessions to try claims for seizures, being omitted in the present Bill. That the new enactments were a provision for the disposal of perishable articles by the collector. A provision that three Commissioners shall sit and decide once a month on seized goods to the extent of forty pounds, in lieu of the Quarter Sessions, which formerly had only cognizance as far as twenty pounds. A provision for the Lieutenant Governor to restore goods in certain cases. A provision for branding and making kegs of tobacco. A provision to find security for payment of costs by the claimant of goods if the goods are restored to him.

The Committee further reported, That it appeared to them that a provision was wanting for the recovery of forfeitures and penalties incurred by the said Bill; also a provision for the Court of Quarter Sessions or Commissioners to try causes for seizures of contraband goods under twenty or forty pounds, and the distribution of such goods in case of condemnation; also an amendment to the clause which enacts that if the Master or owner of any vessel, boat, raft or carriage shall make a false report, which amendment should state *knowingly* make a false report, and also that an amendment should be made so as to require the collectors to make their report and returns upon oath.

On motion made and seconded, ordered that the House do, after the order of the day is gone through, resolve itself into a Committee of the whole to take the said Bill and report into consideration.

Pursuant to the order of the day, the Bill entitled "An Act to alter the times of holding the terms of Hilary and Michaelmas," was read a third time as amended, and the question being put if it do now pass, was carried in the affirmative, whereupon the Speaker signed the amendments and the said Bill was by the Master in Chancery carried down, and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill entitled "An Act to repeal the Laws now in force for the preservation of the Salmon Fishery in this Province, and to

make more effectual provision for a limited time for the preservation of the said Fishery," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said amendments be engrossed, and the Bill as amended read a third time to-morrow.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Bill entitled "An Act to make permanent and extend the provisions of the Laws now in force for the establishment and regulation of Common Schools throughout this Province, and for granting to His Majesty a further sum of money to promote and encourage education within the same," be discharged, and be made part of the order of the day for to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the message of His Excellency the Lieutenant Governor received yesterday. House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said message into consideration and recommended that a Select Committee be appointed to prepare an address in answer thereto. Ordered that the report be accepted, and on motion made and seconded the Honorable Messrs. Cameron and Dunn were appointed accordingly.

On motion made and seconded, the House adjourned during pleasure. The House formed.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly has appointed a Committee of Conference, pursuant to the report of the Joint Committee on the subject of the resolutions of this House respecting the Tobacco Trade of this Province.

(Signed) LEVIUS P. SILVERWOOD, Speaker.

Commons House of Assembly, 6th January, 1824.

The deputation having withdrawn, the said message was read.

The Committee appointed to prepare an Address to His Excellency the Lieutenant Governor's message, received yesterday, reported that they had done so. Ordered that the report be accepted, and on motion made and seconded that the said Address be engrossed and read a third time to-morrow.

The Committee appointed to look into precedents respecting the course to be pursued when the report of a Chairman of a Committee of the whole House is not received by the House, respectfully reported:

That on the fourteenth day of December, in the year of our Lord one thousand eight hundred and twenty-one, the Bill entitled "An Act to repeal the laws now in force granting poundage to the Receiver General of this Province, and to provide a salary for that officer in lieu of such poundage," was passed in Committee, and the Chairman received permission to ask leave to sit again, which being reported the House did not receive the report. Whereupon it was moved that the Bill be recommitted, which was done. After some time the Chairman again reported

that the Committee had made some progress and prayed leave to sit again, which leave was refused by the House, and the Bill remained unnoticed until the nineteenth of the same month, when a motion was made and seconded that it should be read the third time the day after. The Bill was read and passed by a majority of the House. The Committee further reported that they had not found any other precedent on that subject. Ordered that the report be accepted.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole, to take into consideration the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and also an Act passed in the forty-third year of His late Majesty's reign, entitled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places, and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses,' and to make more effectual provision for the due collection of duties on goods imported into this Province," and also the report of the Select Committee thereupon. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the said Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

A message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council have appointed a committee of two members to confer with the Committee of the Commons House of Assembly pursuant to the report of the Joint Committee on the subject of the resolutions of the Commons House of Assembly respecting the Tobacco Trade of this Province. The Committee of the Legislative Council will be ready to meet the Committee of the House of Assembly in the Joint Committee Room at 10 o'clock a.m. to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 6th January, 1824.

On motion made and seconded, the Honorable Messieurs Clark and Strachan were appointed a committee for that purpose.

On motion made and seconded, ordered that the forty-fourth rule of this House be dispensed with, and that the Bill entitled "An Act to repeal an Act passed in the forty-fifth year of His late Majesty's reign, entitled 'An Act to regulate the trial of controverted elections or returns of members to serve in the House of Assembly,' and to make more effectual provision for such trials," be now recommitted. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message which was read as follows, after the deputation had withdrawn:—

Mr. Speaker,—The Commons House of Assembly has concurred in the amendments made by the Honorable the Legislative Council in and to the Bill entitled “An Act to alter the time of holding the Terms of Hilary and Michaelmas.”

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 6th January, 1824.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly requests a conference with the Honorable the Legislative Council on the subject matter of the Bill entitled “An Act to make further provision for settling the affairs of the pretended Bank of Upper Canada.”

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 6th January, 1824.

The deputation having withdrawn, the said message was read, and on motion made and seconded the Honorable Messieurs Baby and Strachan being appointed a committee for that purpose, a message in the following words was signed by the Speaker and by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council have agreed to a Conference with the Commons House of Assembly on the subject matter of the Bill entitled “An Act to make further provision for settling the affairs of the pretended Bank of Upper Canada,” and have appointed a committee of two members, who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 11 o'clock a.m. to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 6th January, 1824.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House the following message and resolutions:—

Mr. Speaker,—The Commons House of Assembly communicates to the Honorable the Legislative Council certain resolutions on the subject of the Boundary between this Province and the United States of America, passed by this House to-day, and to which they request the concurrence of that Honorable Body.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 6th January, 1824.

Resolved, That in the year 1822 a public instrument issued from the Department of State of the United States of America, purporting to be the award of the Commissioners under the Treaty of Ghent, for ascertaining the boundary line between Upper Canada and the said States, by which Barnhart's Island, which had been from the conquest and cession of Canada occupied by British subjects, and under His Majesty's Government was declared to be a part of and within the boundary of the said United States.

Resolved, that in conformity to the said declaration the State of New York, within whose territorial limits the said island has been declared to be situated, has disposed of and granted Letters Patent for the same, and has exercised jurisdiction by executing legal process therein.

Resolved, That Barnhart's Island extends to within 130 yards of the British shore, and that by its having been yielded to the United States the whole navigable waters of the Saint Lawrence have been ceded to that Government, whose jurisdiction is thereby extended to within thirty yards of the Canada shore, and His Majesty's Canadian subjects have been deprived of all access to Lower Canada by water unless by passing through the territories of a foreign Power.

Resolved, That Barnhart's Island is much nearer to the main Canadian shore than to that of the United States of America, and that the only safe channel for navigation is on the south side of that island, being between it and the main shore of the United States, while it is wholly impracticable for rafts of timber, staves, and other lumber, which are among the principal exports of Upper Canada, to descend by the intricate and shallow channel on the north side thereof, even were it ceded exclusively to His Majesty.

Resolved, That it is evident from the decision of the Commission under the Treaty of Ghent, that the Commissioner appointed on behalf of His Majesty's Government was either unacquainted with the local situation of Barnhart's Island and the great disadvantage which would result to the inhabitants of Upper Canada from its being yielded to the United States of America, or unwisely considered them as too unimportant in a national point of view to justify him in insisting on its remaining under His Majesty's dominion.

Resolved, That it appears by a message recently sent by the President to the Congress of the United States of America, that a negotiation is now pending with His Majesty's Government for the free navigation of the subjects of that Power of the River Saint Lawrence to the ocean.

Resolved, That in the opinion of your Committee such a measure, if acceded to by His Majesty's Government, would have a direct tendency to destroy the connexion between these Colonies and the parent State, would injure to an incalculable extent the Commerce and Revenues, and would, by admitting a direct trade under a foreign flag (not allowable to British subjects) facilitate the illicit introduction of foreign merchandise and afford advantages to the subjects of a Foreign State not enjoyed by those of His Majesty in this Province, for which the restitution of Barnhart's Island and the free navigation of the South Channel of the Saint Lawrence would not be an adequate compensation.

Resolved, That an humble Address be presented to His Majesty, founded upon the preceding resolutions, and imploring His Majesty to take into his most gracious consideration the unhappy situation in which His Majesty's faithful subjects of Upper Canada have been placed, by the unfortunate determination of the Commission under the Treaty of Ghent, respecting the boundary line of the Saint Lawrence, as well as the certain ruin which must ensue to British interests within the Pro-

vinces if the claims of the Government of the United States to the free navigation of the Saint Lawrence to the ocean shall be recognised, and earnestly entreating His Majesty to direct the attention of His Majesty's Ministers during the negotiation said to be depending, to such measures as may effectually secure the present and future interests of His Majesty's Canadian subjects.

Truly extracted from the minutes.

(Signed) G. POWELL, Clk. Assy.

The deputation having withdrawn, the said message and resolutions were read, and on motion made and seconded, ordered that the House do on to-morrow take the same into consideration.

On motion made and seconded the House adjourned until to-morrow at 3 o'clock p.m.

*Wednesday, 7th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, and Rev. John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to make good certain monies advanced by His Majesty pursuant to the Address of the House of Assembly at the last Session of Parliament to His Excellency the Lieutenant Governor," and a Bill entitled "An Act to amend and extend the provisions of an Act passed at the last Session of Parliament intituled 'An Act to provide for constructing a navigable canal between Burlington Bay and Lake Ontario.'" The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded, ordered to be read a second time to-morrow.

Pursuant to the order of the day, the Bill entitled "An Act to repeal the Laws now in force for the preservation of the Salmon Fishery in this Province and to make more effectual provision for a limited time for the preservation of the said Fishery," was read a third time as amended, and the question being put if it do now pass was carried in the affirmative, whereupon the Speaker signed the amendment.

Pursuant to the order of the day, the Bill entitled "An Act to repeal an Act passed in the forty-fifth year of His late Majesty's reign, entitled, 'An Act to regulate the trial of controverted elections, or returns of members to serve in the House of Assembly,' and to make more effectual provision for such trials," was also read a third time, and the question being put, if it do now pass, was carried in the affirmative, whereupon the Speaker signed the same, and the said Bills were by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the address in answer to the message of His Excellency the Lieutenant Governor, received on the 5th instant, was read a third time, and the question being put, if it do now pass, was carried in the affirmative, whereupon the Speaker signed the same as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council return their respectful thanks for Your Excellency's message respecting the necessity of securing certain and effectual administration of justice by an increase in the number of judges, and will take into consideration the propriety of enabling Your Excellency to make provision for an additional appointment to the Bench.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 7th January, 1824.

On motion made and seconded, the Honorable Messieurs Cameron and Dunn were appointed a Committee to wait upon His Excellency to know when he would be pleased to receive the address and to present the same.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the resolutions of the Commons House of Assembly on the subject of the boundary between this Province and the United States of America. House in Committee. Dr. Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the resolutions and had made some progress therein, and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

The order of the day being read for the third reading of the Bill entitled "An Act to make permanent and extend the provisions of the Laws now in force for the establishment and regulation of Common Schools throughout this Province, and for granting to His Majesty a further sum of money to promote and encourage education within the same," it was moved and seconded, That the order of the day be dispensed with, and the question being put was carried in the negative, whereupon the said Bill was read a third time, and the question being put if it do now pass was carried in the affirmative, and the Speaker signed the same.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,'" and also an Act passed in the forty-third year of His late Majesty's reign, entitled "An Act to explain and amend An Act passed in the forty-first year of His Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province the like duties on goods and merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places," and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses," and to make more effectual provision for the due collection of duties on goods imported into this Province." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the said Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded the House adjourned until to-morrow at 12 o'clock noon.

*Thursday, 8th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Dissentient—To the Bill passed yesterday, entitled “An Act to make permanent and extent the provisions of the Laws now in force for the establishment and regulation of Common Schools throughout this Province, and for granting to His Majesty a further sum of money to promote and encourage education within the same.”

Because—The third reading of the Bill was unusual and unparliamentary, inasmuch as the refusal of the House to receive the report of the Committee of the Whole House that they had made some progress and begged leave to sit again. The said Committee was thereby dissolved and the Bill in progress for a recommitment.

Because—The Bill was read a third time without such recommitment, thereby cutting short all further discussion on the several clauses thereof.

Because—Such a course is without any precedent but a solitary one in December, 1821, and not applicable or parallel, originating in this House on the Receiver General's Bill, as reported by a Select Committee, ought not to form a future Rule of Conduct for this House, being contrary to the usual practice of deliberative bodies, and changing the accustomed proceedings of passing Laws.

Because—This Bill is made permanent, and a permanent appropriation of money is made to a Board not known to be permanent or recognised by any statute in this Province.

(Signed) WILLIAM DICKSON.

(Signed) THOMAS CLARK.

(Signed) ANGUS MACKINTOSH.

Pursuant to the order of the day, the Bill entitled “An Act to make good certain monies advanced by His Majesty pursuant to the address of the House of Assembly, at the last Session of Parliament to His Excellency the Lieutenant Governor,” was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Mackintosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted. and on motion made and seconded that the said Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill entitled “An Act to amend and extend the provisions of an Act passed at the last Session of Parliament, intituled “An Act to provide for constructing a navigable canal between Burlington Bay and

Lake Ontario," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill entitled "An Act to amend the Laws now in force respecting the Court of Probate and Surrogate Court in this Province," and a Bill entitled "An Act to make more ample provision for regulating the police of the Town of Kingston." The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

Pursuant to the order of the day, the resolutions of the Commons House of Assembly on the subject of the Boundary between this Province and the United States of America were recommitted. House in Committee. Doctor Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said resolutions into further consideration and recommended them to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded, the Honorable Messieurs Strachan and Markland being appointed a Committee for that purpose, a message in the following words was signed by the Speaker, and by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council request a Conference with the Commons House of Assembly to prepare an Address to His Majesty, founded upon the resolutions sent up by the Commons House of Assembly on the subject of the boundary line between this Province and the United States of America, and one to His Excellency the Lieutenant Governor praying him to transmit the same.

The Legislative Council have appointed a committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 10 o'clock a.m. to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 8th January, 1824.

The Master in Chancery also carried down and returned to the Commons House of Assembly the Bill entitled "An Act to make permanent and extend the provisions of the laws now in force for the establishment and regulation of Common Schools throughout this Province, and for granting to His Majesty a further sum of money to promote and encourage education within the same."

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other Places,' and also an Act passed

in the forty-third year of His late Majesty's reign, entitled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places," and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses," and to make more effectual provision for the due collection of duties on goods imported into this Province.' House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in, and proposed some amendments to the Bill, and recommended that a Conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted, and on motion made and seconded the Honorable Messieurs Baby and Dickson being appointed a Committee for that purpose, a message in the following words was signed by the Speaker and by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill sent up for the concurrence of this House, entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America, as are now paid on Goods and Merchandise imported from Great Britain and other places," and also An Act passed in the forty-third year of His late Majesty's reign, entitled "An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America, as are now paid on Goods and Merchandise imported from Great Britain and other places, and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Lighthouses," and to make more effectual provision for the due collection of duties on goods imported into this Province." The Legislative Council have appointed a Committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 11 o'clock a.m. to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 8th January, 1824.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the Address of this House, in answer to his message received on the 5th instant, reported that they had done so, and His Excellency being then ready to receive the same it was presented accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly have appointed a Committee of four of its members to prepare jointly with the Committee of the Honorable the Legislative Council Addresses on the subject of the Boundary line between this Province and the United States of America, who will meet the Committee of that Honorable House at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 8th January, 1824.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to amend and make permanent a certain Act of the Parliament of this Province passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal the several Laws now in force relative to levying and collecting rates and assessments in this Province, and further to provide for the more equal and general Assessment of Lands and other rateable property throughout this Province,' and to render more effectual the several laws of this Province imposing rates and assessments by providing under certain restrictions for the levying such rates and assessments by the sale of a portion of the lands on which the same are charged. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the said Bill, and recommended that one hundred copies thereof be printed. Ordered that the report be accepted.

On motion made and seconded, the Bill entitled "An Act to increase the salary of the Assistant Adjutant General of Militia," was read a second time. The Honorable Mr. Markland signified to the House that His Excellency the Lieutenant Governor, having been apprized of the contents of this Bill, had no objection that the House might proceed thereon as they may think fit. Ordered that the House do now resolve itself into a Committee of the Whole to take the Bill into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

On motion made and seconded, the Bill entitled "An Act for the relief of James Carrol," being read a second time, the Honorable Mr. Markland signified to the House that His Excellency the Lieutenant Governor, having been apprized of the contents of this Bill, had no objection that the House might proceed thereon as they might think proper. Ordered that the House do now resolve itself into a Committee of the Whole to take the said Bill into consideration. House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

On motion made and seconded, the Bill entitled "An Act for the relief of William Peterson," being read a second time, the Honorable Mr. Markland signified

to the House that His Excellency the Lieutenant Governor, having been apprized of the contents of this Bill, had no objection that the House might proceed thereon as they may think proper. Ordered that the House do now resolve itself into a Committee of the Whole to take the said Bill into consideration. House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill and requested leave to sit again this day three months. Ordered that the report be accepted.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act for the relief of Hiram Spafford." House in Committee. Doctor Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the said Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the Bill be read a third time to-morrow.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock noon.

*Friday, 9th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act for the relief of James Carrol," the Bill entitled "An Act to increase the Salary of the Assistant Adjutant General of Militia," the Bill entitled "An Act to make good certain Moneys advanced by His Majesty pursuant to the Address of the House of Assembly at the last Session of Parliament to His Excellency the Lieutenant Governor," and the Bill entitled "An Act to amend and extend the provisions of an Act passed in the last Session of Parliament, entitled 'An Act to provide for constructing a navigable Canal between Burlington Bay and Lake Ontario,'" were read a third time, and the question being put upon each Bill respectively if it do now pass was carried in the affirmative, whereupon the Speaker signed the said Bills and they were by the Master in Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Bill entitled "An Act for the relief of Hiram Spafford," be discharged, and that the Bill be now recommitted. House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said amendments be engrossed and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the Bill entitled "An Act to make more ample provision for regulating the Police of the Town of Kingston," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded, the House adjourned until to-morrow at 11 o'clock a.m.

*Saturday, 10th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, George H. Markland, John Henry Dunn.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act for the relief of Hiram Spafford," was read a third time as amended, and the question being put if the Bill do now pass, was carried in the affirmative, whereupon the Speaker signed the amendments and the said Bill was by the Master in Chancery carried down and returned to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly has concurred in the request of the Honorable the Legislative Council for a Conference on the subject matter of the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and also an Act passed in the forty-third year of His late Majesty's reign, entitled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled, 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like Duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses," and to make more effectual provision for the due collection of duties on goods imported into this Province," and has appointed a Committee of four of its members who will be ready to meet the Committee of the Honorable the Legislative Council at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 8th January, 1824.

The deputation having withdrawn, the said message was read.

Pursuant to the order of the day, the Bill entitled "An Act to amend the Laws now in force respecting the Court of Probate and Surrogate Court in this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill, and requested leave to sit again on Monday next. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill entitled "An Act to sanction and make valid an agreement made at Montreal on the fifth of August, 1823, by the arbitrators appointed for Upper and Lower Canada under the authority of an Act of the Parliament of Great Britain passed in the third year of His Majesty's reign, entitled 'An Act to regulate the trade of the Provinces of Lower and Upper Canada and for other purposes relating to the said Provinces, for obtaining a survey of the River Saint Lawrence, and for the appointment of Commissioners for that purpose,'" a Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned," and a Bill entitled "An Act granting to His Majesty a sum of money to enable His Majesty to compensate the services of the arbitrator appointed under the Act of the Imperial Parliament passed in the third year of His Majesty's reign, intituled 'An Act to regulate the Trade of the Provinces of Lower and Upper Canada and for other purposes relating to the said Provinces,'" and also to compensate the Secretary who accompanied the said arbitrator during the several negotiations in Lower Canada." The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded ordered to be read a second time on Monday next. The said deputation also brought up for the concurrence of this House a Bill entitled "An Act granting to His Majesty a sum of money to remunerate Allan McNabb, Esquire, Serjeant at Arms, for past services and to provide a pension for him during his natural life," and a Bill entitled "An Act to continue for a limited time an Act passed in the second year of His Majesty's reign, entitled 'An Act to make provision for the Improvement of the Internal Navigation of this Province, as amended by An Act passed in the third year of His Majesty's reign, entitled "An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's reign, entitled An Act to make provision for the Improvement of the Internal Navigation of this Province (except so much thereof as is thereby repealed) and to grant a further sum of money for such Improvement,"'" which Bills were also read a first time after the deputation had withdrawn.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to make more ample provision for regulating the Police of the Town of Kingston." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time on Monday.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly has concurred in the amendments made by the Honorable the Legislative Council in and to the Bill entitled "An Act for the relief of Hiram Spafford."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 10th January, 1824.

The deputation having withdrawn, the said message was read.

On motion made and seconded, the Bill entitled "An Act to repeal part of and to amend An Act passed in the fiftieth year of the reign of His late Majesty George the Third, entitled 'An Act for granting to His Majesty a Duty on Billiard Tables,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the said Bill and requested leave to sit again this day three months. Ordered that the report be accepted.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to enable the Justices of the Peace of the District of Johnstown to erect a new Jail and Court House or repair the old one, and to erect new Bridges over Yonge and Irish Creek. House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time on Monday next.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to divide the County of Carleton in the Bathurst District." House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had made some amendments thereto which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said amendments be engrossed and the Bill as amended read a third time on Monday next.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act for granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the administration of Justice and support of the Civil Government of this Province." The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time on Monday next.

The said deputation also brought up the Bill entitled "An Act to make further provision for settling the affairs of the pretended Bank of Upper Canada," to which the Commons House of Assembly had made some amendments. After the deputation had withdrawn, the said amendments were also read a first time.

On motion made and seconded, the House adjourned until Monday next at 12 o'clock noon.

*Monday, 12th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, John McGill, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

On motion made and seconded, a message in the following words was signed by the Speaker, and by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council request a free conference with the Commons House of Assembly on the subject matter of the Bill entitled “An Act to repeal an Act passed in the forty-first year of His late Majesty’s reign, entitled, ‘An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other Places,’ and also an Act passed in the forty-third year of His late Majesty’s reign, entitled ‘An Act to explain and amend an Act passed in the forty-first year of His Majesty’s reign, entitled “An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,” and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses,” and to make more effectual provision for the due collection of Duties on goods imported into this Province.” The Legislative Council have appointed a Committee of two members who will be ready to meet the Committee of the Commons House of Assembly at 4 o’clock p.m. this day in the Joint Committee Room.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 12th January, 1824.

The Honorable Messieurs Baby and Dickson were appointed a Committee for that purpose.

Pursuant to the order of the day, the Bill entitled “An Act to make more ample provision for regulating the Police of the Town of Kingston,” was read a third time. On motion made and seconded the said Bill was recommitted. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the Bill into further consideration, and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill entitled “An Act to enable the Justices of the Peace of the District of Johnstown to erect a new Gaol and Court House, or repair the old one; and to erect new Bridges over Yonge and Irish Creeks,” was read a third time, and the question being put if it do now pass was carried in the affirmative, whereupon the Speaker signed the same, and the said Bill was by the Master in Chancery carried down and returned to the Commons House of Assembly.

On motion made and seconded, ordered that so much of the order of the day as relates to the third reading of the Bill entitled “An Act to divide the County of Carleton, in the Bathurst District,” as amended, be discharged, and that the said Bill be now recommitted. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the Bill and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill entitled "An Act to sanction and make valid an agreement made at Montreal on the fifth day of August, 1823, by the Arbitrators appointed for Upper and Lower Canada under the authority of an Act of the Parliament of Great Britain passed in the third year of His Majesty's reign, entitled 'An Act to regulate the trade of the Provinces of Lower and Upper Canada and for other purposes relating to the said Provinces, for obtaining a survey of the River Saint Lawrence, and for the appointment of Commissioners for that purpose,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Mackintosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly requests a conference with the Honorable the Legislative Council on matters concerning the state of the library.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 12th January, 1824.

The deputation having withdrawn, the said message was read, and on motion made and seconded, the Honorable Messieurs Strachan and Wells being appointed a Committee for that purpose, a message in the following words was signed by the Speaker and by the Master in Chancery carried down and delivered to the Commons House of Assembly:—

Mr. Speaker,—The Honorable the Legislative Council have agreed to a conference with the Commons House of Assembly concerning the library, and have appointed a Committee of two members, who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 11 o'clock a.m. to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 12th January, 1824.

Pursuant to the order of the day, the Bill entitled "An Act granting to His Majesty a sum of money to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament passed in the third year of His Majesty's reign, entitled 'An Act to regulate the Trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces,' and also to compensate the Secretary who accompanied the said Arbitrator during the several negotiations in Lower Canada," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill, and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill entitled "An Act for granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the Administration of Justice and support of the Civil Government of this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to amend the Laws now in force respecting the Court of Probate and Surrogate Courts in this Province." House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the said Bill and requested leave to sit again this day three months. Ordered that the report be accepted.

On motion made and seconded, ordered that the recommitment of the Bill entitled "An Act to amend and make permanent a certain Act of the Parliament of this Province passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal the several Laws now in force relative to levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of Lands and other ratable property throughout this Province, and to render more effectual the several Laws of this Province imposing rates and assessments for providing under certain restrictions for the Levying such Rates and Assessments by the sale of a portion of the Lands on which the same are charged,'" be made the first thing on the order of the day for to-morrow.

On motion made and seconded, the Bill entitled "An Act to provide for the erection of the County of Prince Edward into a separate district and for the purposes therein mentioned," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dunn in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again this day three months. Ordered that the report be accepted.

On motion made and seconded, the House adjourned until to-morrow at 12 o'clock noon.

*Tuesday, 13th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to sanction and make valid an agreement made at Montreal on the fifth of August, 1823, by the Arbitrators appointed for Upper and Lower Canada under the authority of an Act of the Parliament of Great Britain passed in the third year of His Majesty's

reign, entitled 'An Act to regulate the trade of the Provinces of Lower and Upper Canada and for other purposes relating to the said Provinces,' for obtaining a survey of the River Saint Lawrence, and for the appointment of Commissioners for that purpose," the Bill entitled "An Act granting to His Majesty a sum of money to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament passed in the third year of His Majesty's reign, intituled 'An Act to regulate the trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces,' and also to compensate the Secretary who accompanied the said Arbitrator during the several negotiations in Lower Canada," and the Bill entitled "An Act for granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the administration of Justice and support of the Civil Government of this Province," were read a third time, and the question being put upon each Bill respectively if it do now pass, was carried in the affirmative, whereupon the Speaker signed the said Bills and they were by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to amend and make permanent a certain Act of the Parliament of this Province passed in the fifty-ninth year of the reign of His late Majesty King George Third, entitled 'An Act to repeal the several Laws now in force relative to levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of lands and other ratable property throughout this Province," and to render more effectual the several Laws of this Province imposing rates and assessments by providing under certain restrictions for the levying such rates and assessments by the sale of a portion of the Lands on which the same are charged." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

That the Joint Committee of Conference on the subject of the Library having met agreed to recommend to their respective Houses that the members of both branches of the Legislature be requested to return the books in their possession into the Library by Thursday next, on which day the Committee will reassemble for the purpose of taking an accurate account of the state of the same.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House the following message and resolutions:—

Mr. Speaker,—The Commons House of Assembly communicates to the Honorable Legislative Council sundry Resolutions which passed this House this day, and to which they request the concurrence of that Honorable body.

(Signed) LEVIUS P. SHERWOOD, Speaker,

Commons House of Assembly, 12th January, 1824.

Resolved. That from the extensive and exposed frontier of Upper Canada, the facilities thereby afforded to the operations of Invading Armies and the incursions of predatory bands, from the power and resources directed against this

Province, and with which its inhabitants in the first instance had almost unsupported to contend, they suffered severe privations and calamities and sustained great losses by the pillage of their property and devastation of their estates, from which misfortunes their fellow subjects in Lower Canada (being more fortunately situated) were in a great degree exempted.

Resolved, That from the seat of war having been principally in Upper Canada, and three districts thereof alternately in possession of His Majesty's Forces and those of the United States, this Province unavoidably suffered much more extensively from the ravages and devastations incident to a state of actual warfare than Lower Canada.

Resolved, That from the causes before mentioned great individual sufferings have been sustained, and many of the inhabitants, once affluent, have been reduced to indigence and deprived of the means from which in happier times they had anticipated a suitable provision for their families.

Resolved, That the unfortunate situation of this class of His Majesty's subjects has engaged the sympathy of His most Gracious Majesty, His Majesty's Lieutenant Governor of this Province having by message at the last Session acquainted the House of Assembly that his Majesty had acceded to a request preferred by Mr. Galt, the agent for the sufferers, that a loan should be raised of £100,000, of which His Majesty's Government would guarantee half the interest (£2,500) per annum, the Province providing for the remainder, which loan should be applied in satisfaction of such claims of sufferers by the invasion as might be established before a new Commission.

Resolved, That the Legislative Council and House of Assembly at their last Session concurred in the passing of a Bill in compliance with His Majesty's recommendation charging the said sum of £2,500 sterling per annum on the revenues of the Province, which Bill from an apprehension of delay or insufficiency in the receipt into the Provincial Treasury was reserved for the signification of His Majesty's pleasure thereon, and has not been returned to this Province with the Royal assent.

Resolved, That His Majesty, with the most benevolent consideration for his unfortunate subjects the sufferers in Upper Canada, has directed the sum of £57,000 sterling, equal to about one-fourth of the losses admitted to have been sustained, to be distributed among them.

Resolved, That a message has been received during the present Session intimating that if the Province would provide by new taxes to be specially imposed for that purpose, and in no degree hazarding the appropriations of the existing revenue for the payment of a proportion of that part of the civil establishment which is now defrayed by the annual grant of the Imperial Parliament, a further payment might be expected by the sufferers bearing a proportion to the diminution which might be effected in the said grant.

Resolved, That from the embarrassments existing to prevent the regular receipt of the revenue, the impracticability of raising funds by direct taxation, the obstacles opposed to the equal collection of duties on customs on merchandise imported from Lower Canada and the United States of America and other causes, we have found it impossible to comply with this proposition, but to show our desire of relieving the sufferers we have concurred in the propriety of providing by new duties to be collected at the Port of Quebec for the interest on the sum of £50,000 sterling to be loaned for their relief, provided it shall be concurred in by the Legislature of Lower Canada.

Resolved, That Lower Canada, though a separate Colony, was distinctly identified with Upper Canada in the issue of the late contest with the United States of America, and was in great measure preserved from the dangers and devastations of war by the successful resistance made to the enemy in the Province of Upper Canada at so ruinous an expense to the fortunes of many of its inhabitants, and that an appeal may properly be made to the justice and sympathy of Lower Canada to participate in the payment of the indemnity to which the sufferers have so direct a claim.

Truly extracted from the Minutes.

(Signed) GRANT POWELL, Clk. Assy.

Resolved, That as direct taxation has been declared to be impracticable, and that as experience has shewn that this Province cannot by any legislative provision ensure the equal collection of duties from customs, the only resource to which this House can have recourse to provide for the interest on any loan that may be raised for indemnifying the sufferers by the late war with the United States of America is to acquiesce in the Parliament of Lower Canada imposing new duties for that purpose.

Resolved, That this House will assent to any laws which shall or may be enacted by the Parliament of Lower Canada for imposing new duties on imports at Quebec to meet the purposes of the preceding resolutions.

Resolved, That duties imposed on the following articles would be most acceptable to this Province and least felt by the consumer: On wines per gallon, on refined sugar per pound, on Muscovado sugar per pound, on merchandise subject to ad valorem duty.

Truly extracted from the Minutes.

(Signed) GRANT POWELL, Clk. Assy.

The deputation having withdrawn the said message and resolutions were read, and on motion made and seconded, ordered that the House do on to-morrow take the same into consideration.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to authorize the Governor, Lieutenant Governor, or person administering the Government of this Province to treat with the holder of any Government Debenture heretofore issued for postponing the period of payment of the same and to authorize the loan of a further sum upon the security therein mentioned, to be applied towards the service of the present year," a Bill entitled "An Act to amend and make perpetual an Act passed in the fifty-ninth year of His late Majesty's reign, entitled 'An Act to repeal part of and amend the Laws now in force for laying out, amending and keeping in repair the Public Highways and Roads in this Province, and also to amend an Act passed in the fiftieth year of His late Majesty's reign, entitled "An Act to provide for the laying out, amending and keeping in repair the Public Highways and Roads in this Province, and to repeal the Laws now in force for that purpose," and a Bill entitled "An Act to authorize James Miles to convey to Trustees a Lot of Land for the purposes therein mentioned."

The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to repeal part of an Act passed in the forty-fourth year of His late Majesty's reign, entitled, 'An Act to promulgate the Provincial Statutes and also to repeal so much of an Act passed in the forty-first year of the reign of His present Majesty as relates to printing the Journals, and to provide more adequate remuneration for printing annually the Statutes of this Province.'" The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded, ordered that so much of the order of the day as relates to the recommitment of the Bill entitled "An Act to make more ample provision for regulating the police of the Town of Kingston," and the Bill entitled "An Act for granting to His Majesty a sum of money for the purposes therein mentioned," be discharged.

On motion made and seconded, the House adjourned until to-morrow at 10 o'clock a.m.

*Wednesday, 14th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, William Dickson, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to amend and make permanent a certain Act of the Parliament of this Province passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal the several Laws now in force relative to levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of Lands and other ratable property throughout this Province,' and to render more effectual the several laws of this Province imposing rates and assessments by providing under certain restrictions for the levying of such rates and assessments by the sale of a portion of the lands on which the same are charged," was read a third time, and the question being put if the said Bill do now pass was carried in the affirmative, whereupon the Speaker signed the same and it was by the Master in Chancery carried down and returned to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly have appointed a Committee to confer with a Committee of the Honorable the Legislative Council on the subject matter of the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places," and also an Act passed in the forty-third year of His late Majesty's reign, entitled "An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the

like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses," and to make more effectual provision for the due collection of duties on goods imported into this Province."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 12th January, 1824.

The deputation having withdrawn, the said message was read, and the Committee appointed to confer with the Commons House of Assembly upon the subject matter of the said Bill, reported: That it appeared to the Joint Committee of Conference that it would be expedient to provide some remuneration to the Commissioners of Customs to be appointed under the proposed Act, and it was not conceived that such a provision could be properly made by way of amendment in the Legislative Council to the Bill now before them, the Committee of Conference on the part of the House of Assembly would recommend to their House to pass a distinct Bill for effecting that object.

Pursuant to the order of the day, the Bill entitled "An Act to authorize the Governor, Lieutenant Governor or person administering the Government of this Province to treat with the holder of any Government Debenture heretofore issued for postponing the period of payment of the same and to authorize the loan of a further sum upon the security therein mentioned to be applied towards the services of the present year," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly have concurred in the recommendation of the Joint Committee of Conference on the subject matter of the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places, and also an Act passed in the forty-third year of His late Majesty's reign, entitled An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places," and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America

into this Province, and also to establish a fund for the erection and repairing of Light Houses and to make more effectual provision for the due collection of duties on goods imported into this Province."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 13th January, 1824.

The deputation having withdrawn, the said message was read.

Pursuant to the order of the day, the Bill entitled "An Act to amend and make perpetual An Act passed in the fifty-ninth year of His late Majesty's reign, entitled 'An Act to repeal part of and amend the Laws now in force for laying out, amending, and keeping in repair the public highways and roads in this Province,' and also to amend an Act passed in the fiftieth year of His late Majesty's reign, entitled 'An Act to provide for the laying out, amending, and keeping in repair the public highways and roads in this Province, and to repeal the laws now in force for that purpose,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

Dissentient.—To the Bill passed this day, entitled "An Act to amend and make permanent a certain Act of the Parliament of this Province passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled 'An Act to repeal the several laws now in force relative to levying and collecting rates and assessments in this Province and further to provide for the more equal and general assessment of Lands and other ratable property throughout this Province and to render more effectual the several laws of this Province imposing rates and assessments by providing under certain restrictions for the levying such rates and assessments by the sale of a portion of the Lands on which the same are charged.

Because the temporary and provisional Act passed in the fifty-ninth year of His late Majesty King George the Third was limited in its duration to eight years, four of which have only expired, and experience has not verified and we cannot now anticipate the injurious and calamitous effects of its provisions, if made permanent and assented to by His Majesty.

Because when that temporary Act passed the two Houses of this local Legislature no strenuous opposition was made thereto, it being generally believed that such an Act could not receive the Royal Assent, being in our opinion in direct violation of a clause in the Royal Instructions to His Majesty's representative in this Province now on the table of this House, a transcript of which is in the following words, viz.: "You are to take especial care to reserve for the signification of our pleasure thereon such Bills which you shall consider to be of an extraordinary or unusual nature or requiring our especial consideration and decision thereon, particularly such as may affect the property, credit or dealings of such of our subjects as are not usually resident within our said Province."

Because His Majesty, in assenting to a temporary Act of this nature, gave thereby eight years to His faithful subjects to test by experience the effects of such an Act.

Because if this Bill should pass into a permanent Law, many of His Majesty's subjects in this Province, and many now resident in other parts of His Dominions,

will have cause to regret that a measure of so important a nature, and so fatal to their interests should be precipitated through the Legislature, and at the close of a session, without their knowledge or having an opportunity of being heard by counsel against it.

Because at the expiration of the eight years, that is four years hence, an enormous sum must be raised by distress and sale of land, not from a wish to evade but from a total inability to comply with the provisions of the law.

Because the application of the moneys raised, or supposed to be raised, for district municipal purposes out of the waste lands of the subject, whether in or out of the Province, is impolitic and ruinous to those who have embarked any capital therein and to those who have received from His Majesty land for long and meritorious services.

Because waste land is an unproductive property and ought not in sound policy to be a subject of taxation, by which it will have the direct effect of darkening at an early period any prospect of an aristocracy, and consequently the dignity and independence of the Legislative Council of this Province.

Because there is no discrimination in the value, quality, or locality of the waste land thus taxed.

(Signed) WILLIAM DICKSON.

(Signed) THOMAS CLARK.

Pursuant to the order of the day, the Bill entitled "An Act to authorize James Miles to convey to trustees a Lot of Land for the purposes therein mentioned," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

Pursuant to the order of the day, the Bill entitled "An Act to repeal part of an Act passed in the forty-fourth year of His late Majesty's reign, entitled 'An Act to promulgate the Provincial Statutes,' and also to repeal so much of an Act passed in the forty-first year of the reign of His present Majesty as relates to printing the Journals and to provide more adequate remuneration for printing annually the Statutes of this Province," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

On motion made and seconded the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to enable the Presbyterian Congregation of York to purchase one or more parcels of ground sufficient for the erection of a Church and burying ground. House in Committee. Doctor Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House.

Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

On motion made and seconded the House adjourned during pleasure. The House formed.

The Committee appointed to prepare jointly with the Committee of the Commons House of Assembly Addresses to His Majesty and to His Excellency the Lieutenant Governor respecting the Tobacco Trade of this Province, reported that they had done so, and had agreed to certain addresses which they submitted for the consideration of the House.

The said Addresses being read a first time, ordered, on motion made and seconded, that the House do on to-morrow resolve itself into a Committee of the Whole to take the same into consideration.

The Committee appointed to prepare jointly with the Committee of the Commons House of Assembly Addresses to His Majesty and to His Excellency the Lieutenant Governor relative to the importation of tea into this Province, reported that they had done so, and had agreed to certain addresses which they submitted for the consideration of the House. The said Addresses being read a first time, on motion made and seconded, ordered that the House do on to-morrow resolve itself into a Committee of the Whole to take the same into consideration.

The Committee appointed to prepare jointly with the Committee of the Commons House of Assembly Addresses to the King and to His Excellency the Lieutenant Governor respecting the Boundary line between this Province and the United States of America reported that they had done so, and had agreed to certain Addresses which they submitted for the consideration of the House. The said Addresses being read a first time, on motion made and seconded, ordered that the House do on to-morrow resolve itself into a Committee of the Whole to take the same into consideration.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the resolutions of the Commons House of Assembly on the subject of losses received yesterday. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said resolutions into consideration and recommended them to the adoption of the House. Ordered that the report be received, and on motion made and seconded a message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker,—The Honorable the Legislative Council have concurred in the resolutions sent up from the Commons House of Assembly on the thirteenth instant and request a conference with the Commons House of Assembly to prepare an Address to his Excellency the Lieutenant Governor founded upon the said resolutions. The Legislative Council have appointed a Committee of two members, who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 11 o'clock a.m. to-morrow.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 14th January, 1824.

The Honorable Messieurs Strachan and Markland were appointed a Committee for that purpose.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up for the concurrence of this House a Bill entitled "An Act to compensate the services of the Commissioners of Customs," and a Bill entitled "An Act to prohibit Banks from carrying on Business in this Province that do not redeem their notes in specie within the same." The deputation having withdrawn, the said Bills were read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

On motion made and seconded the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to divide the County of Carleton, in the Bathurst District." House in Committee. Mr. Baby in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further amendments to the Bill, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said amendments be engrossed and the Bill as amended read a third time to-morrow, to be the first thing on the order of the day.

On motion made and seconded, the Bill entitled "An Act to divide the County of Halton, in the Gore District," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given.

On motion made and seconded the House adjourned until to-morrow at 11 o'clock a.m.

*Thursday, 15th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, Thomas Clark, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to divide the County of Carleton, in the Bathurst District," as amended; the Bill entitled "An Act to repeal part of an Act passed in the forty-fourth year of His Majesty's reign, entitled "An Act to promulgate the Provincial Statutes," and also to repeal so much of an Act passed in the forty-first year of the reign of His present Majesty as relates to printing the Journals and to provide more adequate remuneration for printing annually the Statutes of this Province," the Bill entitled "An Act to authorize James Miles to convey to Trustees a Lot of Land for the purposes therein mentioned," the Bill entitled, "An Act to amend and make perpetual an Act passed in the fifty-ninth year of His late Majesty's reign, entitled "An Act to repeal part of and amend the Laws now in force for laying out, amending, and keeping in repair the public highways and roads in this Province," and also to amend an Act passed in the fiftieth year of His late Majesty's reign, entitled "An Act to provide for the laying out amending and keeping in repair the public highways and roads in this Province," and to repeal the Laws now in force for that purpose," the Bill entitled "An Act to authorize the Governor, Lieutenant

Governor, or person administering the Government of this Province to treat with the holder of any Government Debenture heretofore issued for postponing the period of payment of the same, and to authorize the Loan of a further sum upon the security therein mentioned, to be applied towards the services of the present year," and the Bill entitled, "An Act to enable the Presbyterian Congregation of York to purchase one or more parcels of ground sufficient for the erection of a Church and Burying Ground," were read a third time; whereupon the question being put upon each Bill respectively if it do now pass was carried in the affirmative. The Speaker signed the said Bills and they were by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the Bill entitled "An Act to prohibit Banks from carrying on business in this Province that do not redeem their notes in specie within the same," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Crookshank in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

Pursuant to the order of the day, the Bill entitled "An Act to compensate the services of the Commissioners of Customs was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Mackintosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

On motion made and seconded ordered that so much of the order of the day as relates to the recommitment of the Bill entitled "An Act to divide the County of Halton, in the Gore District," be postponed.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill, entitled, "An Act to repeal an Ordinance of the late Province of Quebec made in the twenty-eighth year of His late Majesty's reign, entitled 'An Ordinance for promoting the Inland Navigation.'" The deputation having withdrawn, the said Bill was read a first time, and on motion made and seconded ordered to be read a second time to-morrow.

The said deputation also brought up and delivered a message in the following words:—

Mr. Speaker,—The Commons House of Assembly has appointed a Committee of four of its members to prepare jointly with the Committee of the Honorable the Legislative Council an Address to His Excellency the Lieutenant Governor founded on the resolutions sent up from this House on the 13th instant, who will be ready to meet the Committee of that Honorable House at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 14th January, 1824.

The said message was read after the deputation had withdrawn.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the Addresses to the King and to His Excellency the Lieutenant Governor respecting the Tobacco Trade of this Province, the same having been read a second time. House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Addresses and recommended them to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said addresses be engrossed and read a third time to-morrow.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered the following messages, which were read after the deputation had withdrawn:—

Mr. Speaker,—The Commons House of Assembly has concurred in the Amendments made by the Honorable the Legislative Council in and to the Bill entitled “An Act to divide the County of Carleton, in the Bathurst District.”

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 15th January, 1824.

Mr. Speaker,—The Commons House of Assembly has adopted the recommendation of the Conference to concur in an Address to His Excellency founded on the joint Resolutions of the two Houses relating to the imposition of Duties at the Port of Quebec for the payment of losses.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 15th January, 1824.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the joint addresses to His Majesty and His Excellency the Lieutenant Governor relative to the importation of tea in this Province, the same having been read a second time. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the chair. The Chairman reported that the Committee had gone through the addresses and recommended them to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said addresses be engrossed and read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into consideration the joint addresses to His Majesty and to His Excellency the Lieutenant Governor respecting the Boundary line between this Province and the United States of America, the same having been read a second time. House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the addresses and recommended them to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said addresses be engrossed and read a third time to-morrow.

The Committee appointed to prepare jointly with the Committee of the Commons House of Assembly a representation to His Majesty's Government founded upon the resolutions relative to the importation of Tea into this Province having submitted a report, ordered that the report be accepted.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned." House in Committee. Doctor Strachan in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

On motion made and seconded, the Bill entitled "An Act granting to His Majesty a sum of money to remunerate Allan McNabb, Esquire, Sergeant at Arms, for past services and to provide a pension for him during his natural life," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again to-morrow. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered a message in the following words, which was read after the deputation had withdrawn:

Mr. Speaker,—The Commons House of Assembly has concurred in the report of the Joint Committee of Conference upon the subject of certain Resolutions respecting the importation of Tea into this Province.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 15th January, 1824.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered the following messages:

Mr. Speaker,—The Commons House of Assembly has agreed to the amendments made by the Joint Committee of both Houses to the resolutions relative to the Tobacco Trade.

(Signed) LEVIUS P. SHERWOOD, Speaker

Commons House of Assembly, 15th January, 1824.

Mr. Speaker,—The Commons House of Assembly has concurred in the Joint Address to His Majesty on the Boundary line between this Province and the United States of America.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 15th January, 1824.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and also an Act passed in the

forty-third year of His late Majesty's reign, entitled 'An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places," and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses, and to make more effectual provision for the due collection of duties on goods imported into this Province." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

On motion made and seconded the House adjourned until to-morrow at 12 o'clock noon.

*Friday, 16th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, William Dickson, Thomas Clark, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Prayers were read.

Pursuant to the order of the day, the Bill entitled "An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled 'An Act for granting to His Majesty, His Heirs, and Successors, to and for the Uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places,' and also an Act passed in the forty-third year of His late Majesty's reign, entitled "An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs, and Successors, to and for the uses of this Province, the like duties on Goods and Merchandise brought into this Province from the United States of America, as are now paid on Goods and Merchandise imported from Great Britain and other places," and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses and to make more effectual provision for the due collection of duties on goods imported into this Province." The Bill entitled "An Act to compensate the services of the Commissioners of Customs," and the Bill entitled "An Act granting to His Majesty a sum of money for the purposes therein mentioned," were read a third time, and the question being put upon each Bill respectively, if it do now pass, it was carried in the affirmative, whereupon the Speaker signed the said Bills and they were by the Master in Chancery carried down and returned to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered at the Bar of this House the following message and resolution:

Mr. Speaker,—The Commons House of Assembly communicated to the Honorable the Legislative Council a resolution passed this day in which the concurrence of that honorable body is requested.

(Signed) LEVIUS P. STERWOOD, Speaker.

House of Assembly, 15th January, 1824.

Resolved, That if the Legislative Council concur therein, a joint address be presented to His Majesty to convey to His Majesty the humble and dutiful expression of our gratitude for His Majesty's most gracious and benevolent consideration for the sufferers from the late war in ordering the sum of £57,000 to be distributed for their relief, also to express our humble hope that His Majesty will view the measures adopted by us for their further indemnity as the only alternative within our power, and that His Majesty would be graciously pleased to continue his most gracious protection to this deserving class of His Majesty's subjects.

(Signed) G. POWELL, Clerk Assy.

Truly extracted from the Minutes—15th January, 1824.

The deputation having withdrawn, the said message and resolution were read, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee recommended the said resolution to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded a message in the following words, being signed by the Speaker, was by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker,—The Honorable the Legislative Council have concurred in the resolutions sent up this day from the Commons House of Assembly and have appointed a Committee of two members who will be ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room at 3 o'clock p.m. this day for the purpose of preparing a joint address to His Majesty founded thereon.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 15th January, 1824.

The Honorable Messieurs Baby and Clark were appointed a Committee for that purpose.

On motion made and seconded, the House adjourned during pleasure. The House formed.

Pursuant to the order of the day, the joint Addresses to His Majesty and to His Excellency the Lieutenant Governor relative to the importation of tea into this Province were read a third time, and on motion made and seconded the said Addresses, being signed by the Speaker, were by the Master in Chancery carried down to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and returned the joint Addresses to His Majesty and to His Excellency the Lieutenant Governor relative to the importation of tea into His Province, in which the House had concurred.

The Committee appointed to confer with the Committee of the Commons House of Assembly for the purpose of preparing an Address to His Majesty founded upon the resolution this day communicated to this House for its concurrence, reported that they had met the Committee of the Commons House of Assembly, and that the form of an Address to His Majesty, and also of an Address to His Excellency the Lieutenant Governor, praying him to transmit the same, had been agreed by the Joint Committee, which they respectfully recommended for the consideration of the House. The said Addresses being read a first time, on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Addresses and recommended them to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Addresses be engrossed and read a third time to-morrow.

The Committee appointed to confer with the Committee of the Commons House of Assembly on matters concerning the Library, respectfully submitted the following report, which they recommended to the adoption of the House:

“The Joint Committee of Conference appointed to examine into the state of the Library, having met in the Joint Committee Room, agreed to recommend to their respective Houses that the sum of two hundred pounds should be placed at the disposal of His Excellency the Lieutenant Governor for the purpose of completing the present sets of the ‘Statutes at Large, Annual Register, Parliamentary Debates, Quarterly Review, Edinburgh Review, and to procure a second set of the Statutes at Large,’ and the latest edition of Burn’s Justice.

“Several books are missing from the Library, but as it is supposed that they are in the possession of gentlemen connected with the Legislature it is probable that they will be speedily returned. The Committee considered the propriety of recommending the appointment of a permanent Librarian, with an increased salary, whose duty it should be to remain constantly in the chamber where the books are placed during the Session of the Legislature, being perfectly satisfied that without the appointment of such an officer no regularity can be expected to be preserved in the Library. Under existing circumstances, however, the Committee consider that it might be deemed advisable to delay the measure until a future Session.

“The Committee also consider that the appropriation of a sum of money annually for the purpose of making additions to the present collection of books is most desirable, but the same reasons which restrain their recommending the immediate appointment of a Librarian induces them not to press this subject on the consideration of their respective Houses.”

On motion made and seconded, the House resolved itself into a Committee of the Whole to take the said report into consideration. House in Committee. Mr. Markland in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said report into consideration and recommended it to the adoption of the House. Ordered that the report be accepted.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled “An Act granting to His Majesty a sum of money to remunerate Allan McNabb, Esquire, Sergeant at Arms, for past services and to provide a pension for him during his natural life. House in Committee, Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the said Bill and recommended that a conference be requested with the Commons House of Assembly on the subject matter thereof. Ordered that the report be accepted.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered the following messages, which were read after the deputation had withdrawn:

Mr. Speaker,—The Commons House of Assembly has acceded to the request of the Honorable the Legislative Council for a Joint Committee to draft an Address to His Majesty, and has appointed the same, who will be ready to meet the Committee of that Honorable House for that purpose at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 16th January, 1824.

Mr. Speaker,—The Commons House of Assembly has concurred in the report of the Committee of Conference on the subject of an Address to His Majesty relative to the sufferers by the late war.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 16th January, 1824.

On motion made and seconded, the Bill entitled "An Act to continue for a limited time an Act passed in the second year of His Majesty's reign, entitled 'An Act to make provision for the improvement of the Internal Navigation of this Province, as amended by an Act passed in the third year of His Majesty's reign, entitled "An Act to make provision for the improvement of the Internal Navigation of this Province (except so much thereof as is thereby repealed) and to grant a further sum of money for such improvement,"'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said Bill be read a third time to-morrow.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to make more ample provision for regulating the police of the Town of Kingston." House in Committee. Mr. Dickson in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had made some amendments thereto, which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the said amendments were read, ordered to be engrossed and the Bill as amended read a third time to-morrow.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to divide the County of Halton, in the Gore District." House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some further progress in the said Bill, and requested leave to sit again this day three months. Ordered that the report be accepted.

On motion made and seconded the House adjourned until to-morrow at 11 o'clock a.m.

*Saturday, 17th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, William Dickson, Thomas Clark, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland.

Prayers were read.

On motion made and seconded, the several Addresses to His Majesty and to His Excellency the Lieutenant Governor, respecting the Tobacco Trade of this Province, the Boundary line between this Province and the United States of America, the Sufferers during the late War, and also the Address to His Excellency the Lieutenant Governor founded on the joint resolutions of the two Houses relating to the imposition of duties at the Port of Quebec for the payment of losses, was read a third time, and the question being put upon each respectively, if it do now pass, it was carried in the affirmative, whereupon the Speaker signed the said Addresses and they were by the Master in Chancery carried down to the Commons House of Assembly.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and returned the several Addresses this day communicated by this House in which the Commons House of Assembly had concurred.

Pursuant to the order of the day, the Bill entitled "An Act to make more ample provision for regulating the Police of the Town of Kingston," as amended, and the Bill entitled "An Act to continue for a limited time an Act passed in the second year of His Majesty's reign, entitled 'An Act to make provision for the improvement of the Internal Navigation of this Province, as amended by an Act passed in the third year of His Majesty's reign entitled "An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's reign, entitled "An Act to make provision for the Improvement of the Internal Navigation of this Province (except so much thereof as is thereby repealed) and to grant a further sum of money for such improvement," were read a third time, and the question being put upon each Bill respectively, if it do now pass, it was carried in the affirmative, whereupon the Speaker signed the said amendments and Bill, and the said Bills with the amendments were by the Master in Chancery carried down and returned to the Commons House of Assembly.

The following messages being signed by the Speaker, were by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker,—The Honorable the Legislative Council have concurred in the report of the Joint Committee of Conference on the subject of the State of the Library.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 16th January, 1824.

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly on the subject matter of the Bill entitled

"An Act granting to His Majesty a sum of money to remunerate Allan McNabb, Esquire, Sergeant at Arms, for past services and to provide a pension for him during his natural life," and have appointed a Committee of two members, who are now ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 17th January, 1824.

On motion made and seconded, the Bill entitled "An Act to repeal an Ordinance of the late Province of Quebec made in the twenty-eighth year of His late Majesty's reign, entitled 'An Ordinance for promoting the Inland Navigation,'" was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Mackintosh in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and recommended it to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the said Bill was read a third time, and the question being put if the Bill do now pass, it was carried in the affirmative, whereupon the Speaker signed the same and it was by the Master in Chancery carried down and returned to the Commons House of Assembly.

Pursuant to the order of the day, the House resolved itself into a Committee of the Whole to take into further consideration the Bill entitled "An Act to prohibit Banks from carrying on business in this Province that do not redeem their notes in specie within the same." House in Committee. Mr. Cameron in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and had made an amendment thereto which they recommended to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded that the said amendment be engrossed and the Bill as amended read a third time this day.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up a message in the following words:

Mr. Speaker,—The Commons House of Assembly has concurred in the request of the Honorable the Legislative Council for a Conference on the Bill entitled "An Act granting to His Majesty a sum of Money to remunerate Allan McNabb, Esquire, Sergeant at Arms, for past services and to provide a pension for him during his natural life," and has appointed a Committee of four of its members who will be ready to meet the Committee of the Honourable the Legislative Council at the time and place appointed.

(Signed) LEVIVS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

The deputation having withdrawn, the said message was read, and the Committee appointed to confer with the Committee of the Commons House of Assembly upon the subject matter of the said Bill reported that they had done so.

A message in the following words being signed by the Speaker was by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker,—The Honorable the Legislative Council have appointed a Committee of two members who are now ready to wait upon His Excellency the Lieutenant Governor to know when he will be pleased to receive the joint Addresses of the two Houses of the Provincial Legislature on various subjects.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 17th January, 1824.

The Honorable Messieurs Cameron and Markland were appointed a Committee for that purpose.

On motion made and seconded, the House resolved itself into a Committee of the Whole to take into consideration the amendments made by the Commons House of Assembly in and to the Bill entitled "An Act to make further provision for settling the affairs of the pretended Bank of Upper Canada." House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had taken the said amendments into consideration and recommended them to the adoption of the House. Ordered that the report be accepted, and on motion made and seconded the Honorable Messieurs Baby and Strachan being appointed a Committee for that purpose a message in the following words being signed by the Speaker was by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker,—The Honorable the Legislative Council request a conference with the Commons House of Assembly upon the subject matter of the amendments made by that House in and to the Bill entitled "An Act to make further provision for settling the affairs of the pretended Bank of Upper Canada," and have appointed a Committee of two members who are now ready to meet the Committee of the Commons House of Assembly in the Joint Committee Room.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 17th January, 1824.

A deputation from the Commons House of Assembly being announced, it was admitted, and brought up and delivered the following messages:

Mr. Speaker,—The Commons House of Assembly has concurred in the amendments made by the Honorable the Legislative Council in and to the Bill entitled "An Act to make more ample provision for regulating the Police of the Town of Kingston."

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

Mr. Speaker,—The Commons House of Assembly have appointed a Committee of four members who are ready to wait with the Committee of the Honorable the Legislative Council upon His Excellency the Lieutenant Governor to know when he will be pleased to receive the joint Addresses of the two Houses of the Provincial Legislature on various subjects.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

The deputation having withdrawn, the said messages were read.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up for the concurrence of this House a Bill entitled "An Act to provide a pension for Allan McNabb, Esquire, Sergeant at Arms." The deputation having withdrawn, the Bill was read a first time, and on motion made and seconded, the said Bill being read a second time, the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Wells in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had made some progress in the Bill and requested leave to sit again. Ordered that the report be accepted and leave given accordingly.

A deputation from the Commons House of Assembly being announced, it was admitted and brought up and delivered the following message:

Mr. Speaker,—The Commons House of Assembly has appointed a Committee of four of its members to confer with the Committee of the Honorable the Legislative Council on the subject matter of the amendments made in and to the Bill entitled "An Act to make further provision for settling the affairs of the pretended Bank of Upper Canada," who will meet the Committee of that Honorable House at the time and place appointed.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

The deputation having withdrawn, the said message was read. And the Committee appointed to confer with the Committee of the Commons House of Assembly upon the subject matter of the said amendments reported that they had done so, whereupon on motion made and seconded the said Bill as amended was read a third time, and the question being put if the amendments do now pass it was carried in the affirmative and the Speaker signed the same.

A message in the following words being signed by the Speaker was by the Master in Chancery carried down and delivered to the Commons House of Assembly:

Mr. Speaker,—The Honorable the Legislative Council have agreed to the amendments made by the Commons House of Assembly in and to the Bill entitled "An Act to make further provision for settling the affairs of the late pretended Bank of Upper Canada."

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 17th January, 1824.

The Committee appointed to wait upon His Excellency the Lieutenant Governor to know when he would be pleased to receive the joint addresses of both Houses on various subjects, reported that they had done so, and that His Excellency had appointed 12 o'clock noon on Monday next for that purpose.

Pursuant to the order of the day, the Bill entitled "An Act to prohibit banks from carrying on business in this Province that do not redeem their notes in specie within the same," was read a third time as amended, and the question being put if the said Bill do now pass it was carried in the affirmative. Whereupon the Speaker signed the amendments, and the said Bill and the amendments were by the Master in Chancery carried down to the Commons House of Assembly.

On motion made and seconded, the Bill entitled "An Act to repeal part of the sixth clause of an Act passed in the second year of His Majesty's reign, Chapter Third, and also part of the twenty-third clause of an Act passed in the thirty-eighth year of His late Majesty's reign, entitled 'An Act for the better division of the Province,' and to provide for the better division of the District of Newcastle," was read a second time, and on motion made and seconded the House resolved itself into a Committee of the Whole to take the same into consideration. House in Committee. Mr. Clark in the Chair.

The Speaker resumed the Chair. The Chairman reported that the Committee had gone through the Bill and requested leave to sit again this day three weeks. Ordered that the report be accepted and leave given accordingly.

On motion made and seconded the House adjourned until Monday next at 11 o'clock a.m.

*Monday, 19th January, 1824.*

The House met pursuant to adjournment.

Present: The Hons. William Dummer Powell (Speaker), James Baby, William Dickson, George Crookshank, Reverend John Strachan, Angus Mackintosh, Joseph Wells, Duncan Cameron, George H. Markland, John Henry Dunn.

Prayers were read.

At 12 o'clock the Speaker, members and officers of both Houses proceeded to wait upon His Excellency the Lieutenant Governor to present the several Addresses which had passed the two Houses, which were delivered as follows:—

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council and House of Assembly, in Provincial Parliament assembled, have concurred in a report with certain documents annexed thereto and agreed on a Joint Address to His Majesty praying that our Most Gracious Sovereign in consideration of the circumstances which render it impossible for them to prevent the clandestine introduction of the Article of Tea into this Province from the United States of America, would be pleased to recommend to the Imperial Parliament such measures as His Majesty may in his wisdom deem not likely to afford a remedy so important to the welfare of His Majesty's subjects in this Colony. They therefore entreat that Your Excellency will be pleased to cause their Address to His Majesty with their report to be laid at the foot of the Throne.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 16th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 16th January, 1824.

To the King's Most Excellent Majesty,—We, your Majesty's dutiful and loyal subjects, the Legislative Council and Commons of Upper Canada, in Provincial Parliament assembled, humbly beg leave to represent to Your Majesty that by the Laws of the Empire Your Majesty's subjects in Upper Canada are prohibited

from procuring the Article of Tea, which is in very general use among them, by any other means than by importation from Great Britain.

Your Majesty's petitioners are fully aware that this restriction does not apply particularly to Canada, but that it is a regulation of trade which extends to all Your Majesty's Dominions, and is in fact an express condition in the Charter granted by Parliament to the Honorable East India Company, with a just regard, as your Petitioners are convinced, to the interests of the Empire and the claims of that great commercial body.

Your Majesty's Petitioners do, therefore, neither complain of this restriction as a grievance nor presume to pray that it may be relaxed in their favor upon the unreasonable expectation that as a matter of indulgence that can be conceded to them, which is withheld from their fellow subjects in other parts of the Empire, but they humbly and earnestly entreat Your Majesty's attention to their representation, that from circumstances wholly beyond their power to control, the laws which are intended to confine their trade in tea to importations from Great Britain cannot be enforced. That their supplies of that article, which is in truth one of general and almost necessary consumption, instead of being furnished by the fair trade in the course of legal commerce, are clandestinely introduced from the adjoining States of America which lie contiguous to Upper Canada along the whole extent of its southern boundary—that this illicit intercourse to which the comparatively low price of teas thus supplied furnish the strongest temptation, and against which the position and circumstances of the country render it impossible to guard, wholly defeats the hope of any advantage to the East India Company and to the shipping interest of Great Britain or her Colonies from the present restriction, while it is injurious to the fair trader, extremely detrimental to the public revenue, and pernicious to the morals of the people.

Your Majesty's petitioners are fully convinced, both from reason and experience, that these evils must continue to exist until some means are taken by the Honorable East India Company, or with their consent, to counteract them, and in a report which they beg leave to lay before Your Majesty they have ventured with humble deference to suggest such measures as appear to them most likely to afford an effectual remedy.

Your Majesty's Petitioners have endeavoured in their report to state fully the circumstances which compel them thus respectfully to solicit Your Majesty's attention to a subject of much importance to the welfare of Your Majesty's subjects in this Colony. They have desired to anticipate the probable difficulties as well as the benefits of the several measures they have presumed to propose to Your Majesty's consideration, and to furnish such information as it is in their power to afford, and they rely with just confidence in the wisdom and goodness of Your Majesty to recommend to the Imperial Parliament such provision for the removal of the evils represented as to Your Majesty may seem meet.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council, 16th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 16th January, 1824.

To which His Excellency was pleased to make the following reply:—

Honorable Gentlemen and Gentlemen,—I shall, in compliance with your request, take an early opportunity of forwarding to His Majesty's Principal Secretary of State for the Colonies your Joint Address to the King and the accompanying report, in order that they may be submitted to His Majesty.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada and Major General commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council and House of Assembly, in Provincial Parliament assembled, have concurred in certain resolutions respecting the Culture of Tobacco, in the Western Districts of this Province, and have concurred in a Joint Address to His Majesty praying that our most gracious Sovereign, in consideration of the difficulties and expense of transporting that article to Great Britain, would be pleased to recommend such abatement in the excise duty imposed upon tobacco produced in Upper Canada as to His Majesty may seem meet.

They therefore entreat that Your Excellency will be pleased to cause their address to His Majesty and Resolutions to be laid at the foot of the Throne.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 17th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

To the King's Most Excellent Majesty, Most Gracious Sovereign,—We, Your Majesty's dutiful and loyal subjects the Legislative Council and Commons of Upper Canada, in Provincial Parliament assembled, humbly beg leave to represent:

That the Western Districts of Upper Canada, though highly favored in regard to climate and soil, are from their remote situation and the consequent difficulty and expense of transporting their Bread Stuffs and other principal productions to market, subject to great disadvantages in comparison with the other portions of the Province.

That these disadvantages, increasing greatly the inconvenience and loss resulting from the uncertainty of a profitable market for those staples, have necessarily occasioned a depreciation in their value and have checked the agricultural and commercial prosperity of those particular sections of the Province.

That actual experiment has proved that the climate and soil of the Western Districts are generally well adapted to the Culture of Tobacco, which being an article of greater value in proportion to its bulk than the ordinary productions of the Province and consequently better able to bear the charge of transportation to market, would be cultivated extensively by the inhabitants of those districts, if they were encouraged by the certainty of a remunerative price.

That it has been satisfactorily ascertained that the Tobacco of Upper Canada, from its being cultivated by a free instead of slave population, from its less easy access to market, and from other causes, cannot be introduced into Great Britain so as to compete with the same article imported from the United States of America, if both are admitted for consumption upon the same terms; but Your Majesty's petitioners have good reason to believe that if an abatement, inconsiderable in

proportion, were made in the excise duty imposed in Great Britain upon tobacco produced in Upper Canada when taken out of the warehouse for consumption, it would lead to its general cultivation in the Western District of this Province.

Your Majesty's Petitioners beg leave respectfully to represent to Your Majesty that such a measure on the part of the parent State would induce the rapid population of those remote sections of Upper Canada which require some peculiar advantage to compensate for their distance from market; that it would add most materially to the strength and value of the colony by the introduction of capital and impulse it would afford to general improvement, and that it would necessarily tend to enable a much greater portion of its inhabitants to become profitable consumers of the manufactures of Great Britain.

Your Majesty's Petitioners are encouraged in these considerations to indulge the hope that an expectation which Your Majesty's subjects have ventured to form of a benefit which must be attended with such important results, will by Your Majesty's gracious intercession be happily realized.

(Signed) WILLIAM DUMMER POWELL, Speaker,  
Legislative Council, 17th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.  
Commons House of Assembly, 17th January, 1824.

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

Honorable Gentlemen and Gentlemen,—I shall not fail to transmit to the proper Department of His Majesty's Government your Joint Address to the King and your resolutions respecting the Culture of Tobacco in the Western Districts of this Province.

To His Excellency Sir Perigrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council and House of Assembly in Provincial Parliament assembled have agreed in a Joint Address to His Majesty praying that our most Gracious Sovereign would be pleased to take into consideration the unhappy situation in which His Majesty's subjects of this Province are placed by the award of the Commissioners for ascertaining the boundary line between Upper Canada and the United States of America, which renders it impossible for them to transport their principal exports to the sea without passing through the territory of a foreign Power, and to beseech His Majesty to direct the attention of His Majesty's Ministers during the negotiation said to be pending to such measures as may effectually secure the present and future interests of His Majesty's Canadian subjects.

They therefore entreat that Your Excellency will be pleased to cause their Address to His Majesty to be laid at the foot of the Throne.

(Signed) WILLIAM DUMMER POWELL, Speaker.  
Legislative Council Chamber, 17th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.  
Commons House of Assembly, 17th January, 1824.

To the King's Most Excellent Majesty, Most Gracious Sovereign,—We, Your Majesty's dutiful and loyal subjects the Legislative Council and House of Assembly of the Province of Upper Canada, in Provincial Parliament assembled, most humbly beg leave to approach Your Majesty's Royal person and to submit to Your Majesty our humble representations on matters deeply affecting the interests of Your Majesty's faithful subjects inhabiting the Provinces of Canada.

We, with all humility, represent to Your Majesty that in the year 1822 a public instrument issued from the Department of State of the United States of America, as the award of the Commissioners under the Treaty of Ghent for ascertaining the boundary line between Upper Canada and the said United States, by which an island called Barnhart's Island, which from the Conquest and Cession of Canada has been occupied by Your Majesty's subjects and under Your Majesty's Dominion, was declared to be a part of and within the territory of the United States, and that in conformity to that Declaration the State of New York has exercised jurisdiction by executing legal process therein.

We also, with humility, represent to Your Majesty that Barnhart's Island approaches to within an hundred and thirty yards of the Canadian shore, and that by its relinquishment the United States of America have obtained possession of all the Navigable Channels of the Saint Lawrence in that portion of its course, and that Your Majesty's faithful subjects have been cut off from all communication by water with Lower Canada unless by passing through the territories of a Foreign Power.

We are at a loss, may it please Your Majesty, to conceive upon what grounds a decision could have been made which was to confine thereafter to one nation the only navigable channels of one of the noblest rivers in the world, whose waters where they form the boundary had hitherto afforded equal advantages in navigation to both, but it is nevertheless true that the boundary that has been assented to includes within the territories of the United States the only deep and safe channel in that part of the river, and that it is wholly impracticable for rafts of timber, staves, and other lumber, which now are among the principal exports of Upper Canada, to descend to the only markets which are open to them by the shallow, dangerous, and intricate channel on the north side of Barnhart's Island, even where it is ceded exclusively to Your Majesty.

We will not, may it please Your Majesty, weaken our representation or incur the hazard of committing injustice by ascribing motives to Your Majesty's Commissioners, but we feel ourselves impelled to declare that no person acquainted with the localities of the island ceded, and impressed as we are with the importance in a national point of view of those advantages of which its cession will deprive us, could have failed to insist on its being retained by Your Majesty.

While suffering from this unfortunate error on the part of Your Majesty's Commissioners our anxieties have been again awakened by having seen a message sent by the President to the Congress of the United States, an intimation that a negotiation is now pending between that Government and Your Majesty for procuring for its subjects the free navigation of the River Saint Lawrence to the ocean.

We entreat Your Majesty to believe that we would not intentionally offend Your Majesty by obtruding our forebodings of the unhappy consequences which in our opinion would flow from the recognition of this claim, but our feelings and interests are too deeply involved in the result to permit us to withhold from Your Majesty the apprehensions we entertain.

We fear, most Gracious Sovereign, that the admission of the subjects of the United States to the free navigation of the River Saint Lawrence to the ocean would be most ruinous to British interests, would endanger our connection with Your Majesty's Empire, would injure to an incalculable extent our Commerce and revenues, and would by admitting a direct trade under a foreign flag not allowed to British subjects facilitate the illicit introduction of foreign merchandise, and afford to the subjects of a foreign state advantages not enjoyed by Your Majesty's Canadian subjects, for which the restitution of Barnhart's Island and the free navigation of the South Channel of the Saint Lawrence, valuable as we admit those objects to be, and particularly interesting as they are to ourselves, would not in our opinion be an adequate compensation.

We, therefore, most humbly and earnestly implore Your Majesty to take these, our humble representations, into Your Majesty's most gracious consideration, and beseech Your Majesty to direct the attention of Your Majesty's Ministers during the negotiations said to be depending to such measures as may effectually secure the present and future interests of Your Majesty's Canadian subjects.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council, 16th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

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

Honorable Gentlemen and Gentlemen,—I will on the earliest occasion take the proper means for causing your Joint Address to His Majesty relative to the Boundary line between this Province and the United States of America to be laid at the foot of the Throne.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—We, His Majesty's dutiful and loyal subjects the Legislative Council and Commons House of Assembly of the Province of Upper Canada, in Provincial Parliament assembled, have agreed on an humble address to His Majesty to convey to His Majesty the humble and dutiful expression of our gratitude for His Majesty's most gracious and benevolent consideration for the sufferers from the late war as evinced in the munificent donation of the sum of £57,000, directed by His Majesty to be distributed among them, also to express our humble hope that His Majesty will view the measures we have adopted for their future indemnity as the most expedient, and as a proof of our readiness to comply with His Majesty's gracious intimation respecting them. Also humbly to entreat the continuance of His Majesty's most gracious protection to this most deserving class of His Majesty's subjects.

Which address we pray Your Excellency to transmit with our humble duty to be laid at His Majesty's feet.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 17th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

To the King's Most Excellent Majesty, Most Gracious Sovereign,—We, Your Majesty's dutiful and loyal subjects the Legislative Council and Commons of Upper Canada, in Provincial Parliament assembled, most humbly beg leave to convey to Your Majesty the humble and dutiful expression of our gratitude for the gracious and benevolent consideration which Your Majesty has given to the claims of the sufferers from the late war, as evinced in the munificent donation of the sum of Fifty-seven thousand pounds sterling, directed by Your Majesty to be distributed among them.

We also beg leave to express our humble hope that Your Majesty will view the measures we have adopted for their further indemnity as the most expedient, and as a proof of our readiness to comply with Your Majesty's most gracious intimation respecting them as far as our means will admit.

We further most humbly entreat Your Majesty to continue your most gracious protection to this deserving class of Your Majesty's subjects.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council, 17th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

To which His Excellency was pleased to make the following reply:—

Honorable Gentlemen and Gentlemen,—I shall with much pleasure transmit to Earl Bathurst your Joint Address to the King, expressive of your gratitude for His Majesty's benevolent consideration for the sufferers from the late war.

To His Excellency Sir Peregrine Maitland, Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant Governor of the Province of Upper Canada, and Major General Commanding His Majesty's Forces therein, etc., etc., etc.

May it Please Your Excellency,—The Legislative Council and House of Assembly have concurred in certain resolutions respecting further indemnity to the inhabitants of this Province who suffered by the late war with the United States of America, and humbly pray Your Excellency to transmit the said resolutions to His Majesty's Government and to forward a copy of the same to His Excellency the Governor in Chief in order that they may be submitted by His Excellency to the consideration of the Legislature of Lower Canada now in Session.

(Signed) WILLIAM DUMMER POWELL, Speaker.

Legislative Council Chamber, 17th January, 1824.

(Signed) LEVIUS P. SHERWOOD, Speaker.

Commons House of Assembly, 17th January, 1824.

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

Honorable Gentlemen and Gentlemen,—I shall take an early opportunity of transmitting to His Majesty's Government your joint resolutions respecting further indemnity to the inhabitants of this Province who suffered by the late war, and I shall lose no time in forwarding the same to His Excellency the Governor in Chief.

The Speaker, Members and Officers of the House being returned to the Council Chamber, the House formed.

The Speaker informed the House that he had copies of His Excellency's answers to the several addresses, which he read and they were again read by the Clerk.

The Committee appointed at the close of the last Session of the Provincial Parliament to make during the recess such improvement as they might think proper in the furnishing the Legislative Council Chamber, and to import for the use of the House an Edition of the Statutes at Large, reported that they had made some progress therein.

On motion made and seconded the House adjourned during pleasure. The House formed.

At 3 o'clock p.m. His Excellency the Lieutenant Governor being come to the House and seated on the Throne, the Gentleman Usher of the Black Rod was ordered to direct the immediate attendance of the Speaker, Members and Officers of the House of Assembly at the Bar of this House, and they being come thereto His Excellency was pleased in His Majesty's name to assent to the following Bills:

1. An Act to alter, amend and repeal part of an Act passed in the fourth year of His Majesty's reign, entitled "An Act to provide for the erection of a Gaol and Court House in and for the Home District."

2. An Act to divide the County of Carleton, in the Bathurst District.

3. An Act for the Relief of John Putman Clement.

4. An Act for the relief of Hiram Spafford.

5. An Act further to continue an Act passed in the thirty-third year of His Majesty's reign, entitled "An Act to provide for the appointment of Returning Officers of the several Counties within this Province."

6. An Act to repeal part of, continue, and amend the laws now in force imposing a duty on Licenses to Innkeepers within this Province.

7. An Act further to regulate by Law the Commercial Intercourse of the Province of Upper Canada with the United States of America.

8. An Act to incorporate certain persons therein mentioned under the Style and Title of the Welland Canal Company.

9. An Act to repeal part of and amend an Act passed in the fiftieth year of His late Majesty's reign, entitled "An Act to provide for the laying out, amending, and keeping in repair the public highways and roads in this Province, and to repeal the Laws now in force for that purpose, and also to repeal part of and amend the provisions of an Act passed in the fifty-ninth year of His late Majesty's reign, entitled "An Act to repeal part of and amend the laws now in force for laying out, amending, and keeping in repair the public highways and roads in this Province.

10. An Act to repeal part of an Act passed in the last session of Parliament, entitled "An Act vesting in the hands of certain Commissioners therein named all the stock, debts, bonds and property of the pretended Bank of Upper Canada, lately established at Kingston, for the benefit of the Creditors of that Institution," and to make further provision for settling the affairs of the said pretended Bank.

11. An Act to repeal an Act passed in the forty-first year of His late Majesty's reign, entitled "An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like Duties on Goods and Merchandise brought into this Province from the United States of America as are now paid on Goods and Merchandise imported from Great Britain and other places," and also an Act passed in the forty-third year of His late Majesty's reign, entitled,

"An Act to explain and amend an Act passed in the forty-first year of His Majesty's reign, entitled An Act for granting to His Majesty, His Heirs and Successors, to and for the uses of this Province, the like Duties on Goods and Merchandise brought into this Province from the United States of America, as are now paid on Goods and Merchandise imported from Great Britain and other Places," and to provide more effectually for the collection and payment of duties on Goods and Merchandise coming from the United States of America into this Province, and also to establish a fund for the erection and repairing of Light Houses," and to make more effectual provision for the due collection of Duties on Goods imported into this Province.

12. An Act to enable the Presbyterian Congregation of York to purchase one or more parcels of ground sufficient for the erection of a Church and burying ground.

13. An Act to authorize the Justices of the Peace of the Midland District to loan a further sum of money for the purposes therein mentioned.

14. An Act to enable the Justices of the Peace of the District of Johnstown to erect a new Gaol and Court House, or repair the old one, and to erect new Bridges across Yonge and Irish Creeks."

15. An Act for the relief of James Carrol.

16. An Act to repeal part of the second clause of an Act passed in the thirty-third year of His late Majesty's reign, entitled "An Act to provide for the nomination and appointment of Parish and Town Officers within this Province, and to make more effectual provision for obtaining an accurate census of the population of this Province."

17. An Act to repeal an Act passed in the forty-fifth year of His late Majesty's reign, entitled "An Act to regulate the trial of controverted elections, or returns of members to serve in the House of Assembly, and to make more effectual provision for such trials."

18. An Act to continue and amend an Act passed in the fifty-eighth year of His late Majesty's reign, entitled "An Act to continue the laws now in force for granting an additional duty on Shop Licences," and to require persons selling Spirituous Liquors by wholesale to take out a License for that purpose.

19. An Act to alter the times of holding the Terms of Hilary and Michaelmas.

20. An Act to make permanent and extend the provisions of the Laws now in force for the establishment and regulation of Common Schools throughout this Province, and for granting to His Majesty a further sum of money to promote and encourage education within the same.

21. An Act to increase the salary of the Assistant Adjutant General of Militia.

22. An Act to make good certain moneys advanced by His Majesty pursuant to the address of the House of Assembly at the last Session of Parliament to His Excellency the Lieutenant Governor.

23. An Act to amend and extend the provisions of an Act passed at the last Session of Parliament, entitled "An Act to provide for constructing a Navigable Canal between Burlington Bay and Lake Ontario."

24. An Act to make more ample provision for regulating the Police of the Town of Kingston.

25. An Act to sanction and make valid an agreement made at Montreal on the fifth of August, 1823, by the Arbitrators appointed for Upper and Lower

Canada under the authority of an Act of the Parliament of Great Britain passed in the third year of His Majesty's reign, entitled "An Act to regulate the Trade of the Provinces of Lower and Upper Canada, and for other purposes relating to the said Provinces for obtaining a Survey of the River Saint Lawrence, and for the appointment of Commissioners for that purpose.

26. An Act granting to His Majesty a sum of money for the purposes therein mentioned.

27. An Act to continue for a limited time an Act passed in the second year of His Majesty's reign, entitled "An Act to make provision for the improvement of the Internal Navigation of this Province," as amended by an Act passed in the third year of His Majesty's reign, entitled "An Act to amend and extend the provisions of an Act passed in the second year of His Majesty's reign, entitled 'An Act to make provision for the improvement of the internal Navigation of this Province'" (except so much thereof as is thereby repealed), and to grant a further sum of money for such improvement."

28. An Act for granting to His Majesty a sum of money to enable His Majesty to compensate the services of the Arbitrator appointed under the Act of the Imperial Parliament passed in the third year of His Majesty's reign, entitled "An Act to regulate the trade of the Provinces of Lower and Upper Canada and for other purposes relating to the said Provinces," and also to compensate the Secretary who accompanied the said Arbitrator during the several negotiations in Lower Canada.

29. An Act for granting to His Majesty a sum of money in aid of the funds for defraying the expenses of the administration of justice and support of the Civil Government of this Province.

30. An Act to authorize the Governor, Lieutenant Governor, or person administering the Government of this Province to treat with the holder of any Government debenture heretofore issued for postponing the period of payment of the same and to authorize the loan of a further sum of money upon the security therein mentioned to be applied towards the service of the present year.

31. An Act to amend and make perpetual an Act passed in the fifty-ninth year of His late Majesty's reign, entitled "An Act to repeal part of and amend the Laws now in force for laying out, amending, and keeping in repair the public highways and roads in this Province," and also to amend an Act passed in the fiftieth year of His late Majesty's reign, entitled 'An Act to provide for the laying out, amending, and keeping in repair the Public Highways and Roads in this Province, and to repeal the laws now in force for that purpose.'

32. An Act to authorize James Miles to convey to Trustees a Lot of Land for the purposes therein mentioned.

33. An Act to repeal part of an Act passed in the forty-fourth year of His late Majesty's reign, entitled "An Act to promulgate the Provincial Statutes, and also to repeal so much of an Act passed in the forty-first year of the reign of His present Majesty as relates to printing the Journals, and to provide more adequate remuneration for printing annually the Statutes of this Province."

34. An Act to compensate the services of the Commissioners of Customs.

35. An Act to prohibit banks from carrying on business in this Province that do not redeem their Notes in Specie within the same.

36. An Act to repeal an Ordinance of the late Province of Quebec made in the twenty-eighth year of His late Majesty's reign, entitled "An Ordinance for promoting the Inland Navigation."

37. An Act to reduce into one Act the several Statutes of this Province respecting the election of Members of the House of Assembly and the qualification of Voters and Candidates at such Elections, and also to provide against fraud in obtaining qualifications to vote at Elections.

And His Excellency was pleased to reserve the following Bill for the signification of His Majesty's pleasure:—

An Act to amend and make permanent a certain Act of the Parliament of this Province passed in the fifty-ninth year of the reign of His late Majesty King George the Third, entitled "An Act to repeal the several laws now in force relative to levying and collecting rates and assessments in this Province, and further to provide for the more equal and general assessment of lands and other ratable property throughout this Province, and to render more effectual the several laws of this Province imposing rates and assessments by providing under certain restrictions for the levying such rates and assessments by the sale of a portion of the lands on which the same are charged.

After which His Excellency was pleased to address the two Houses of the Legislature in the following words:—

Honorable Gentlemen of the Legislative Council and Gentlemen of the House of Assembly,—The conclusion of the public business, which is now disposed of by your unremitting attention, enables me to dispense with your further attendance in Provincial Parliament, but I cannot put an end to this Session without assuring you how fully sensible I am of the judgment and temper which have governed your counsels and given efficacy to your various and extensive labours.

The united representations which you have addressed to your Sovereign on matters of no ordinary importance to the interests of your country afford a gratifying proof of your cordial and zealous co-operation in the prosecution of your legislative duties.

You are sufficiently aware that the measure of success which may attend your Petitions must be governed by a view of various and perhaps conflicting interests, but it will be no less agreeable to your Sovereign that it must be satisfactory to the people of this Province to observe the vigilant attention with which you have regarded every question that can effect the welfare or security of your country.

Gentlemen of the House of Assembly,—I thank you in His Majesty's name for the supplies which you have granted me for the ordinary exigencies of the year, and for the prudence you have manifested in guarding against temporary inconvenience to the public service by authorizing a loan in anticipation of the payments expected from Quebec, and you may be assured that the repeated testimonies which I have received of your confidence and support shall continue to be met on my part with a disposition to justify your reliance by a regular and economical administration of the revenue.

Honorable Gentlemen and Gentlemen,—I am happy to concur with you in affording countenance and support to the first efforts of a spirit of enterprise which has been directed to the improvement of our internal navigation, and which affords the most pleasing and convincing proof of increasing intelligence and wealth.

The measures by which you propose to render effectual the Acts formerly passed, for subjecting all the granted lands in this Province to a moderate but indiscriminating assessment, have the decided concurrence of my own judgment, and I have reason to believe they will be found perfectly to accord with the opinion of His Majesty's Government.

Fully convinced of the necessity of some measure to counteract the evils occasioned by unoccupied lands, and acceding entirely to the principle of the provisions which you have proposed, I have every hope that the reference for His Majesty's consideration, which has appeared to me proper, will result in the declaration of the Royal assent.

The provisions you have made for the better collecting of the revenue and for obtaining a more accurate census of the population will, I trust, be found effectual.

I entertain an ardent hope that under the protection of Divine Providence the permanent support which you have contributed in your amendments of the Common School Act, to the cause of religious instruction and the general dissemination of knowledge, will be productive of the happiest effects. Such objects the wisest and most virtuous will best appreciate, and the attention you have given them will confer lasting honor on yourselves.

I cannot refrain from adverting to the present tranquil and happy state of this Province and pointing out to your observation how materially that harmony and public spirit, which have prevailed in the Councils of the Legislature, have led to a mutual confidence between the Government and the people, and produced a highly favorable influence both on the general prosperity and on the contentment and happiness of private life.

You will know how greatly individual security, comfort and convenience, as well as the whole interior order and economy of a country depend on the just fulfilment of those ordinary duties which the law requires, and I am persuaded that in your respective counties you will be desirous to impress truths so important upon the minds of those who look up to your example or are influenced by your advice.

The Honorable the Speaker of the Legislative Council then said: It is His Excellency the Lieutenant Governor's will and pleasure that this Provincial Parliament be prorogued to the first day of March next, to be then here holden, and this Provincial Parliament is prorogued accordingly.

I certify the foregoing to be a correct transcript of the Minutes of the proceedings of the Legislative Council in the Fourth Session of the Eighth Provincial Parliament of Upper Canada.

JOHN POWELL, C.L.C.

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