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# JOURNAL

OF THE

*HOUSE OF ASSEMBLY*

OF HIS MAJESTY'S

## ISLAND PRINCE EDWARD.

*ANNO QUINQUAGESIMO SEPTIMO*

**REGIS GEORGII III.**

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Third Session of the Ninth General Assembly.

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CHARLOTTE-TOWN, PRINCE EDWARD ISLAND :

PRINTED BY JAMES BAGNALL,

PRINTER TO THE KING'S MOST EXCELLENT MAJESTY.

.....  
1817.

# JOURNAL

## OF THE HOUSE OF ASSEMBLY

OF HIS MAJESTY'S

### ISLAND PRINCE EDWARD.

THIRD SESSION OF THE NINTH GENERAL ASSEMBLY.

TUESDAY, July 8th, 1817.

**A** GREEABLE to His Excellency the Lieutenant Governor's Proclamation, the House met.

"A Message from His Excellency, by the Gentleman Usher of the Black Rod, requiring the attendance of this Honorable House, immediately in the Council Chamber."

The House accordingly attended, and having returned, the Speaker reported, that when the House attended this day in the Council Chamber His Excellency was pleased to deliver to both Houses of Assembly a Speech, of which, to prevent mistakes, he had obtained a Copy, which being read, is as follows, viz.

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

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

**T**HE time which has elapsed since I last met you in General Assembly, has been productive on the public Theatre of the World, of events that surely never before occurred within the same period.

"Their magnitude and importance has been such, as must have brought them within the knowledge of every man, and however regular it would be, in addressing you collectively to name them, yet the certainty of their having so completely reached you individually, induces me briefly to allude to them in general terms.

"The Series of most extraordinary circumstances which has led to the pacification of the World, to describe in adequate terms, is a task, which the pen of the most brilliant future Historian will with difficulty accomplish; suffice it now to say that the storm of War which has so long raged, with destructive violence, has ceased, and that so suddenly, after the most glorious but sanguinary Victory which purchased the blessing, as to leave an agitated and troubled political Sea, even yet to subside into a calm: we may however humbly hope, that the same Almighty arm, which so powerfully upheld and supported the Mother Country, through the long protracted period of her trial, will not cease to protect her under any circumstances, but will enable her to surmount every difficulty, and if she be sufficiently grateful for her past unexampled prosperity to the hand from whence all blessings flow, extend it to a long futurity.

"The speedy and signal success against an African piratical State, which has added to the splendour of her arms, should again remind us forcibly of the giver of all Victory; let us ever receive such favours with more of thankfulness than triumph, of gratitude than exultation, and then future confidence may be indulged, and cannot be considered as presumption.

"The Annunciation of the Marriages which have taken place in the Royal Family, will of course, be received by you with sentiments of equal satisfaction, with those which have been felt and expressed throughout the British Dominions: such is the importance which every Loyal Subject must attach to whatever can in any degree, tend to maintain, the security of the established Succession to the Crown.

*"Mr.*

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

“ I have directed the Public Accounts to be prepared and laid before you, and on this subject, I am happy to announce, that the Debt which existed at the time of your last Session has been discharged.

“ I invite your examination of the Public Expenditure, as such an investigation cannot but produce, in you, a full confidence in the just and economical application of such future supplies, in addition to the existing Revenue, as it may appear to you necessary to provide.

*“ Mr. President, and Gentlemen of the Council,*

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

“ The Season of Scarcity which has lately affected so many Countries, has to a certain degree, extended to this Island, so much so, that a restraint for a limited time became expedient, last Autumn, on the Exportation of certain articles of Provision; it has since been matter of anxious consideration whether it ought not to be continued in the Spring, and it was not without deliberate debate, that I hazarded the experiment of leaving export unrestrained, being desirous of aiding the necessities of the neighbouring Colony, and of encouraging the Agriculturist here, if that could be done consistent with prudence. Hitherto no serious evil has been experienced, and the Season is fast approaching, when through the Bounty of Divine Providence, it is to be hoped plenty will return.

“ The importance of Roads and Bridges for Communication in general, and the Conveyance of Agricultural Produce in particular, is obvious; every attention has been paid to them, that the very insufficient means the Colonial Revenue afforded the power of doing: it is superfluous to say, if they had been more ample, the Public would in that proportion have been more benefited.

“ The wants of the Colony are in all respects so well known to you that I shall on the present occasion forbear to mention any, leaving it to your own unbiased judgment to consider of, and propose all such salutary measures, as may appear to you likely to promote the general welfare.”

July 8th, 1817.

*Ordered, on Motion of Mr. Goff, seconded by Mr. Bagnall, that a Committee be appointed to draw up an Address in answer to His Excellency's Speech: Mr. Goff, Mr. Bagnall, Dr. M' Aulay, Mr. M' Neill, and Mr. Dockendorff, were accordingly appointed for that purpose.*

*Ordered, on Motion of Dr. M' Aulay, seconded by Mr. Goff, that a Committee be appointed to revise the Journals of the House, each day immediately after the adjournment thereof: Dr. M' Aulay, Mr. Goff, and Mr. Nelson, were appointed for that purpose.*

*Ordered, on Motion of Dr. M' Aulay, seconded by Mr. Nelson, that the Clerk do furnish his Excellency the Lieutenant Governor, with a fair Copy of the Journals, each day as soon as possible, after the adjournment of the House, and that he also furnish the Printer with a fair Copy of the same.*

*Ordered, on Motion, of Mr. Bagnall, seconded by Mr. M' Neill, that the Speaker do direct the Serjeant at Arms, to call on LEMUEL CAMBRIDGE, Esq. and to require his attendance in this House.*

*Ordered, That the Clerk do notify the Chaplain, to attend the House, each day, as usual.*

Adjourned till 10 o'clock to-morrow.

WEDNESDAY, July 9th, 1817.

THE House met pursuant to Adjournment.

The Chaplain attended agreeable to Orders and said Prayers.

Mr. *Goff*, Chairman of the Committee appointed to draw an Address in answer to His Excellency's Speech, at the opening of this Session, reported a Draft of the same, which was ordered to be read.

On Motion, of Mr. *Murray*, seconded by Mr. *Coffin*, The House resolved itself into a Committee of the whole House, (Mr. *Murray*, in the Chair,) to take the said Address into consideration, and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported, that the Address was approved of by the Committee.

Ordered, on Motion of Mr. *Bagnall*, seconded by Mr. *Hyde*, that the Address be agreed to by the House, and that the same be engrossed which is as follows, viz.

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

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

“ May it please your Excellency,

“ WE His Majesty's most dutiful and Loyal Subjects the Representatives of Prince Edward Island, in General Assembly convened, beg leave to return your Excellency our Thanks for your Speech at the opening of this Session, “ The notice which your Excellency is pleased to take of the unparalleled public Events, which have occurred since we had an opportunity of regularly and collectively addressing your Excellency, and the glorious conclusion of the unexampled contest in which the British Empire has so long been engaged, fully accords with our feelings, and demand the most sincere and devout acknowledgements of gratitude to that power which has so signally protected and crowned its efforts.

“ The prompt and effectual chastisement of that piratical unprincipled State of Algiers, so long the terror of the Mediterranean Commerce, by the splendid bravery of his Majesty's Arms, in conjunction with that of his Allies, presents a further proof of the unabated spirit of our beloved Country, in the common cause of Mankind, which must be highly grateful to the feelings of every loyal heart, and an additional cause of thankfulness to the great disposer of human events.

“ The Marriages which have recently taken place in the Family of our August Sovereign, we in concurrence with all his Majesty's Loyal Subjects rejoice in, humbly trusting that the union of such distinguished Personages may insure to them individual happiness, and to the Nation a fixed and permanent Succession to the Crown.

“ We thank your Excellency for directing the Public Accounts to be prepared and laid before us: they shall have our prompt attention, and we beg leave to congratulate your Excellency as well as our Constituents upon the happy circumstance of the Public Debt of this Government being discharged, and the consequent great advancement of its credit.

“ We return your Excellency our sincere thanks for the attention you have paid to the Exigencies of this Colony in the present time of scarcity, which has been felt here in some degree in common with our neighbours, and we rejoice in your Excellency's wise determination in avoiding to restrict the operation of Export, being convinced that contrary measures most materially tend to damp the exertions of the *industrious* Agriculturist.

“ We

" We fully coincide in the sentiments your Excellency is pleased to express relative to the importance of good Roads and Bridges throughout the Colony; that subject shall claim our early attention, and we trust some improvements may be made to the present existing Laws on that subject.

" The confidence your Excellency reposes in our judgment regarding the General wants of the Colony, demands our warmest thanks, and we shall accordingly consider and propose the most salutary and efficacious measures which the state of the Country can admit of to promote its general welfare.

" JAMES CURTIS, Speaker.

" Assembly Room, July 9th, 1817."

*Ordered*, on Motion of Mr. *Goff*, seconded by Mr. *Murray*, that a Committee be appointed to wait on his Excellency the Lieutenant Governor to know when he would be pleased to receive the Address of this House, in answer to his Excellency's Speech at the opening of this Session; Mr. *Goff*, Mr. *Murray*, Mr. *Montgomery*, Mr. *Nelson*, and Dr. *M'Aulay*, were appointed a Committee for that purpose.

Mr. *Goff* Chairman of the above Committee, having returned, reported, that they had waited on his Excellency, and that he was pleased to say, he would be ready to receive the Address, to-morrow, at 2 o'clock in the afternoon.

The Serjeant at Arms appeared at the Bar, and reported that he had called at the Store of Messrs. *Cambridges* agreeable to the Order of this House; and that the Clerk in the Store informed him, Mr. *Lemuel Cambridge* had left Town for *Murray Harbour*, and as far as he knew, was to go to *Antigonishe*, to see about the Ship *Mary*.

*Ordered*, on Motion of Dr. *M'Aulay*, seconded by Mr. *Murray*, That the High Sheriff be called to the Bar of this House, to give information whether Mr. *Cambridge* had been duly notified to attend the House:

The Sheriff accordingly appeared at the Bar, and informed the House, that Mr. *Cambridge* had been duly notified, but had signified to him, that he could not or would not attend.

Mr. *Gardiner*, informed the House that being in conversation with Mr. *Cambridge* some time ago, he told him, he never would attend this House.

Mr. *Murray* likewise declared, that he heard Mr. *Cambridge* express himself to that effect, which was also corroborated by the testimony of Messrs. *Montgomery*, *Townsend*, and *Coffin*, to all of whom, he had expressed the same sentiments.

Moved by Mr. *M'Neill*, seconded by Mr. *Hyde*, that *Lemuel Cambridge, Esq.* be expelled this House for contemptuous conduct in continually absenting himself without leave from this House, and depriving his Constituents of a Representation.

Moved by Mr. *Goff*, seconded by Dr. *M'Aulay*, that the decision of the House upon the Motion of Mr. *M'Neill* be postponed to a later period of the Session, to give Mr. *Cambridge* an opportunity of explaining his conduct to the House, The Question being put, the House divided, and there appeared,

For the amendment,

Against it,

Mr. Goff,	Dr. M'Aulay,	Mr. Bagnall,	Mr. Hyde,
Mr. Nelson,	Mr. Montgomery,	Mr. M'Neill,	Mr. M'Larren,
Mr. Coffin,	Mr. Murray,	Mr. Clark,	
Mr. Townsend,	Mr. Gardiner,	Mr. Dockendorff,	

So it passed in the affirmative.

Adjourned till 10 o'clock to-morrow.

OF HIS MAJESTY'S ISLAND PRINCE EDWARD.

THURSDAY, July 10th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

On Motion of *Mr. Goff*, seconded by *Mr. Dockendorff*, The House resolved itself into a Committee of the whole House to take into consideration the state of the Colony, and to report the opinion of the Committee relative to existing Laws which require amendment, and of such Laws, as appear to them salutary to propose for enactment, (*Mr. Goff*, in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

The Honorable *Robert Gray*, Colonial Treasurer, presented to the House the Public Accounts, from 22d November 1813, to the 10th July 1817, which were ordered to lie on the Table.

On Motion the House again resolved itself into a Committee of the whole House to take into consideration the state of the Colony, &c. (*Mr. Goff*, in the Chair) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported progress and asked leave to sit again.

The House waited on His Excellency the Lieutenant Governor, with their Address, and having returned, the Speaker informed the House, that his Excellency had been pleased to make the following Answer, which was read and ordered to be entered on the Journals, viz.

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

I HAVE to express my perfect satisfaction at receiving the present dutiful and Loyal Address; it conveys sentiments of great Political propriety, and I rejoice to find they harmonise so much with mine.

"C. D. SMITH, Lt. Gov."

July 10th, 1817.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have passed a Bill to alter and amend "An Act made and passed in the Twentieth Year of his present Majesty's Reign, intituled an Act to prevent the Cutting of Pine or other Trees, without permission of the Proprietor, and to prevent the cutting down and destroying of Fences," and have sent the same down for the concurrence of the Lower House of Assembly.

On Motion the House again resolved itself into a Committee of the whole House, to take into consideration the state of the Colony, &c. (*Mr. Goff*, in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

Adjourned till 10 o'clock to-morrow.

FRIDAY, July 11th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

On Motion of *Mr. Goff*, seconded by *Mr. Murray*, the Bill to alter and amend "An Act made and passed in the Twentieth Year of his present Majesty's Reign, intituled an Act to prevent the cutting of Pine or other Trees, without permission of the Proprietor, and to prevent the cutting down and destroying of Fences," received the first reading.

On Motion of *Mr. Bagnall*, seconded by *Mr. Murray*, the House resolved itself into a Committee of the whole House, to take into consideration the state of the Colony,

Colony, &c. (Mr. *Goff*, in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

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

Mr. Speaker,—His Majesty's Council have passed a "Bill to enable Creditors more easily to recover their Debts from Co-partners and joint Debtors," and have sent the same down to the Lower House of Assembly for their concurrence.

On Motion the said Bill was ordered to lie on the Table.

The House again resolved itself into a Committee of the whole House, to take into consideration the state of the Colony, &c. (Mr. *Goff* in the Chair) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have appointed the Honorable *George Wright*, and *William Pleace*, to meet a Committee of the House of Assembly, to inspect the Public Accounts.

ALBERT DESBRISAY, A. C. C.

Council Chamber, July 11th, 1817.

Mr. Speaker,—His Majesty's Council have appointed the Honorable Colonel *Holland*, and the *Attorney General*, to meet a Committee of the House of Assembly, to examine into such Laws, as are near expiring.

ALBERT DESBRISAY, A. C. C.

Council Chamber, July 11th, 1817.

On Motion, the House again resolved itself into a Committee of the whole House, to take into consideration the state of the Colony, &c. (Mr. *Goff* in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

Ordered, on Motion of Mr. *Bagnall*, seconded by Mr. *Nelson*, that a Committee of this House be appointed to meet the Committee of his Majesty's Council, to examine into such Laws as are near expiring, Mr. *Bagnall*, Dr. *M'Aulay*, Mr. *Hyde*, and Mr. *Townsend*, were accordingly appointed a Committee for that purpose.

Ordered, on Motion of Mr. *Goff*, seconded by Mr. *Townsend*, that a Committee of this House be appointed to meet the Committee of his Majesty's Council, to inspect the Public Accounts; Mr. *Goff*, Mr. *Bagnall*, Mr. *Nelson*, and Dr. *M'Aulay*, were appointed a Committee for that purpose. Ordered that these resolutions be sent up to his Majesty's Council.

On Motion of Mr. *Bagnall*, seconded by Mr. *Goff*, the "Bill to enable Creditors more easily to recover their debts, from Co-partners and joint Debtors," received the first reading.

The House adjourned till 6 o'clock this Evening.

The House met at 6 o'clock pursuant to adjournment.

On Motion of Mr. *M'Neill*, seconded by Mr. *Murray*, the "Bill to alter and amend an Act made and passed in the Twentieth year of his present Majesty's Reign, intituled an Act to prevent the cutting of Pine or other Trees without permission of the Proprietor, and to prevent the cutting down, and destroying of Fences," received the second reading.

On Motion of Mr. *M'Neill*, seconded by Mr. *M'Laren*, The House resolved itself into a Committee of the whole House to take into consideration the state of the Colony, &c. (Mr. *Goff* in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported, That it is the opinion of this Committee, that an Impost Bill should be passed, for certain purposes, to be therein specified, and also a Bill for regulating the Fisheries; and that the Committee have made further Progress, and asked leave to sit again, which part of the report was agreed to by the House.

Ordered, on Motion of Dr. *M'Aulay*, seconded by Mr. *Goff*, That a Committee be appointed to bring in the Heads of the said Bills; Dr. *M'Aulay*, Mr. *Goff*, Mr. *Nelson*, and Mr. *Bagnall*, were appointed a Committee for that purpose.

Adjourned till 10 o'clock to-morrow.

SATURDAY, July 12th, 1817.

PRAYERS.—The Speaker and some of the Members met, but several Committees having been employed on the duties of the House, and there not being a sufficient number present to form a House,

Adjourned till 10 o'clock on Monday.

MONDAY, July 14th, 1817.

THE House met pursuant to Adjournment.

PRAYERS.

On Motion of Mr. *McNeill*, seconded by Mr. *Dockendorff*, the "Bill to enable Creditors more easily to recover their Debts from Co-partners and joint Debtors," received the second reading.

On Motion, of Mr. *McNeill*, seconded by Mr. *Murray*, the "Bill to alter and amend an Act made and passed in the Twentieth Year of his present Majesty's Reign, intituled an Act to prevent the cutting of Pine or other Trees without permission of the Proprietor, and to prevent the cutting down and destroying of Fences," received the third reading: and on Motion the said Bill was passed.

Adjourned till 5 o'clock this afternoon.

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

On Motion of Dr. *McAulay*, seconded by Mr. *McNeill*, The House resolved itself into a Committee of the whole House, to take into consideration, the "Bill to enable Creditors more easily to recover their Debts from Co-partners and joint Debtors," (Dr. *McAulay*, in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Bill.

On Motion of Dr. *McAulay*, seconded by [Mr. *McLaran*, the said Bill received the third reading, and passed.

Ordered, on Motion of Dr. *McAulay*, seconded by Mr. *McLaran*, that Mr. *Murray*, do carry the Bill intituled "An Act to enable Creditors more easily to recover their Debts from Co-partners and joint Debtors," and also the Bill intituled, "An Act to alter and amend an Act made and passed in the Twentieth Year of his present Majesty's Reign, intituled an Act to prevent the cutting of Pine, or other Trees, without permission of the Proprietor, and to prevent the cutting down and destroying of Fences," to His Majesty's Council, and acquaint them that the House hath concurred to both Bills without any amendments.

Mr. *Bagnall*, from the Committee appointed to draft a "Bill for the regulating of Fisheries," reported the same to the House, which Bill on Motion received the first reading.

Mr. *Bagnall*, also moved for leave to bring in a "Bill for repealing certain parts of an Act made and passed in the Fourteenth Year of his present Majesty's Reign, intituled an Act for regulating the measure of Boards, and all other kinds of Lumber, and for appointing Officers to survey the same, and for declaring what shall be deemed Merchantable Timber for exportation," which being seconded by Mr. *Nelson*, the said Bill received the first reading.

Mr. *Goff*, from the Committee appointed to draft the Heads of an Imposit Bill, reported the same to the House.

On Motion of Mr. *Goff*, seconded by Mr. *McNeill*, the said Bill intituled, "An Act for the further increase of the Revenue, by raising a Duty of Imposit on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," received the first reading.

Adjourned till 10 o'clock to-morrow.

TUESDAY, July 15th, 1817.

**T**HE House met pursuant to adjournment.  
PRAYERS.

On Motion of Dr. *M<sup>c</sup>Aulay*, seconded by Mr. *Goff*, the Bill intituled "An Act for the further increase of the Revenue, by raising a Duty of Impost, on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," received the second reading.

On Motion of Mr. *Goff*, seconded by Mr. *Nelson*, The House resolved itself into a Committee of the whole House, to take the said Bill into consideration, (Mr. *Goff*, in the Chair) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have passed a Bill intituled, "An Act for Barring Estates Tail," and have sent the same down to the Lower House of Assembly for their concurrence; which Bill on Motion was ordered to lie on the Table.

On Motion of Mr. *Goff*, seconded by Mr. *Nelson*, the House again resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, "An Act for the further increase of the Revenue by raising a Duty of Impost, on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," (Mr. *Goff* in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

A Message from His Excellency the Lieutenant Governor by the Private Secretary, as follows, viz.

C. DOUGLASS SMITH,

Lt. Govr.

Charlotte-Town, July 15th, 1817.

**I**N consequence, and upon the faith, of two separate Votes of the House of Assembly, at the Session in April 1809, the following Sums have been paid, and remain to be reimbursed to the Government:

" An Annuity to Mrs. Sarah Hamilton Stewart, the Relict of Chief Justice Peter Stewart, deceased, commencing the 5th April, 1809, and paid up to the 5th April 1817, being Eight Years, at the Rate of £20 per annum, amounts to	£160 0 0
" The Funeral Expences of William Creed, a Member of the House of Assembly,	30 8 6½

£190 8 6½

"It is understood that the Annuity to Mrs. Stewart, is to continue during her natural life.

"The Lieutenant Governor feels a confidence, that when the recollection of the House is called to the Disbursements in question, they will feel it consistent with their own Dignity to provide for the same."

Ordered, on Motion, of Dr. *M<sup>c</sup>Aulay*, seconded by Mr. *Goff*, That this House do, on Thursday next, take the said Message into consideration.

Adjourned till half past 4 o'clock this afternoon.

**T**he House met at half past 4 o'clock pursuant to adjournment.

On Motion of Mr. *Goff*, seconded by Mr. *Nelson*, The House resolved itself into a Committee of the whole House to take into consideration the Bill intituled, "An Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," (Mr. *Goff*, in the Chair,) and after some time spent therein

therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

*Ordered*, on Motion of Mr. *Bagnall*, seconded by Mr. *Murray*, that the said Bill, just reported, be referred back, to the Committee formerly appointed to bring in the Heads thereof, in order to be re-considered.

Adjourned till 11 o'clock to-morrow.

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WEDNESDAY, July 16th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

*Ordered*, on Motion of Mr. *M'Neill*, seconded by Mr. *MLaran*, That the Collectors of Impost be directed to furnish this House, with a Copy of all their Accounts, since the last Session of the General Assembly; and that the Clerk do furnish the Collectors with a Copy of this Order.

*John Stewart*, Esq. Collector of Impost, for Charlotte-Town District, appeared at the Bar of this House; and furnished his Accounts from the last Session of the General Assembly, in compliance with the order of the House, to that effect: which were ordered to lie on the Table.

On Motion of Mr. *M'Neill*, seconded by Mr. *Townsend*, the Bill intituled, "An Act for Barring Estates Tail;" received the first reading.

On Motion of Mr. *M'Neill*, seconded by Mr. *Coffin*, the "Bill for repealing certain parts of an Act made and passed in the Fourteenth Year of his present Majesty's Reign, intituled an Act for regulating the measure of Boards, and all other kinds of Lumber, and for appointing Officers to survey the same, and for declaring what shall be deemed Merchantable Timber for exportation," received the second reading.

Adjourned till 4 o'clock this afternoon.

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

Mr. *Goff*, from the Committee appointed to reconsider the Heads of the Bill for the further increase of the Revenue, by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," reported that the Committee had reconsidered the same, and that it is now ready to be laid before the House.

*Ordered*, on Motion of Dr. *MAulay*, seconded by Mr. *Nelson*, that the said Bill be introduced into the House, to-morrow, after the Order of the Day shall have been disposed of.

Adjourned till 10 o'clock to-morrow.

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THURSDAY, July 17th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

The Order of the Day being read, That the House do take into consideration His Excellency's Message of last Tuesday;

Mr. Speaker stated to the House, his regret at an inadvertent irregularity in Parliamentary Usage; (occasioned by former precedents) having taken place in the proceedings of Tuesday last, in postponing the consideration of his Excellency's Message to a future day, which should have taken place immediately, but as the matter had at that time, escaped his observation, and feeling that such irregularity was totally unintentional on the part of the House, he trusted a Minute of his

his observations, should be inserted on the Journals to prevent any future repetition of such occurrence.

Ordered that this Communication of the Speaker be inserted on the Journals.

Moved by Dr. *M'Aulay*, seconded by Mr. *Bagnall*, That the House, on Tuesday last, being upon a Committee of the whole House upon the state of the Colony and Public Supplies, when the Message from his Excellency came, (and thereby impressed) the former practice of the House occurred as in Journals, and is happy to meliorate their proceedings, according to Parliamentary Forms, and while they have the best intentions and highest respect for his Excellency, deem it their duty to follow the practice of the Mother Country.

Moved by Mr. *Goff*, as an amendment seconded by Mr. *Nelson*, That the Communication of the Speaker be agreed to, The Question being put, on the amendment, the House divided, and there appeared,

For the amendment,		Against it,	
Mr. Goff,	Dr. M'Aulay,	Mr. M'Neill,	Mr. M'Laren,
Mr. Nelson,	Mr. Murray,	Mr. Dockendorff,	
Mr. Gardiner,	Mr. Bagnall,	Mr. Coffin,	
Mr. Clark,	Mr. Hyde,	Mr. Montgomery,	

The amendment was negatived.

The Question being then put, on the Original Motion, the House divided, and there appeared,

For the Original Motion,		Against it,	
Dr. M'Aulay,	Mr. Dockendorff,	Mr. Goff,	Mr. Gardiner,
Mr. Bagnall,	Mr. Coffin,	Mr. Clark,	Mr. Murray,
Mr. Hyde,	Mr. Montgomery,	Mr. M'I aran,	
Mr. M'Neill,		Mr. Nelson,	

The Original Motion was accordingly carried.

Ordered, on Motion of Mr. *Bagnall*, seconded by Mr. *Nelson*, That his Excellency's Message sent to this House, on Tuesday last, (being the Order of this Day) be referred to the Committee of the whole House for taking into consideration the state of the Colony, &c.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have passed a "Bill to regulate the admission of Barristers, Attornies, and Solicitors," and have sent the same down to the Lower House of Assembly for their concurrence; Ordered, that the said Bill do lie on the Table.

Adjourned till 4 o'clock this afternoon.

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

On Motion of Mr. *Goff*, seconded by Dr. *M'Aulay*, The House resolved itself into a Committee of the whole House to take into consideration the Bill intituled, "An Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported progress and asked leave to sit again.

Mr. *M'Neill*, moved for leave to bring in, on Monday next, the Heads of a Bill for raising a Fund for the improvement of High Ways and Bridges, and for other purposes; which being seconded by Mr. *Dockendorff*, was ordered accordingly.

Ordered, On Motion of Mr. *Bagnall*, seconded by Mr. *Montgomery*, That a Committee be appointed to draw up an Address to his Excellency, praying that he would be pleased to direct, all the Collectors of Impost in this Colony, to lay before the House, their respective Accounts of the Revenue, for the Districts in which they are appointed, since the last Session of the Assembly: Mr. *Bagnall*, Dr. *M'Aulay*, and Mr. *M'Neill*, were appointed a Committee to draft the same.

On Motion of Mr. *Bagnall*, seconded by Mr. *M'Neill*, the "Bill to regulate the admission of Barristers, Attornies, and Solicitors," received the first reading.

Adjourned till 10 o'clock to-morrow.

FRIDAY, July 18th, 1817.

THE House met pursuant to adjournment.

## PRAYERS.

On Motion of Mr. Goff, seconded by Bagnall, the Bill intituled, "An Act to regulate the admission of Barristers, Attornies, and Solicitors," received the second reading.

On Motion the House resolved itself into a Committee of the whole House, to take the said Bill into consideration, (Mr. Goff, in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported, that the Committee have agreed to the Bill with an amendment.

Ordered, that the report of the Committee be agreed to: and on Motion of Mr. Bagnall, seconded by Mr. McNeill, the said Bill received the third reading, and passed.

Ordered, that the said Bill be sent up to his Majesty's Council, with the amendment.

Mr. Bagnall Chairman of the Committee appointed to draft an Address, to His Excellency the Lieutenant Governor, respecting the Collectors of Impost, reported the draft of the same to the House, which being read, was agreed to, and is as follows, viz.

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

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

"May it please your Excellency,

"WE the House of Representatives, in General Assembly convened, desirous of having entire information of the present Receipts of the Revenue, beg leave to request, that your Excellency will be pleased to Order, that the respective Collectors of Impost in this Island, do lay before the House, with as little delay as possible, their Quarterly Returns of the Revenue, since the last Session of the General Assembly.

"JAMES CURTIS, Speaker.

"Assembly Room, July 18th, 1817."

Ordered, on Motion That Mr. Nelson, Mr. Montgomery, and Mr. Gardiner, be a Committee to present the said Address to his excellency.

The said Committee waited on his Excellency, and having returned, reported, that his Excellency had been pleased to say, he would direct the proper Officer (the Treasurer) to afford the desired information, as far as may be in his Power.

Mr. Bagnall, Chairman of the Committee appointed to meet the Committee of his Majesty's Council to examine into such Laws, as are near expiring, reported that, having met the Committee of his Majesty's Council, for the above purpose, they have examined the same, and find that the following Act only, will expire this Session, viz. "An Act for raising a Fund to make and keep in repair, the Pumps, Wells and Streets of Charlotte-Town, and for other purposes therein mentioned;" and that the joint Committee recommend, if no other Law should be substituted the same should be revived.

Mr. Goff, moved for leave to bring in the Heads of a "Bill for the promoting Education, and encouraging Schools, throughout the Island," which being seconded by Mr. Montgomery, the same was agreed to, and the said Bill on Motion, received the first and second reading.

On Motion of Mr. Bagnall, seconded by Mr. Montgomery, the Bill intituled, "An Act for Barring Estates Tail," received the second reading.

The House adjourned till 4 o'clock this afternoon.

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

On Motion of Mr. *Nelson*, seconded by Mr. *Coffin*, the House again resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, "An Act for the further increase of the Revenue by raising a Duty of Impost, on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," (Mr. *Goff* in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again to-morrow.

Adjourned till 9 o'clock to-morrow.

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SATURDAY, July 19th, 1817.

THE House met pursuant to Adjournment.

PRAYERS.

The Order of the Day being read,

On Motion of Mr. *Bagnall*, seconded by Mr. *Hyde*, The House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, "An Act for the further increase of the Revenue, by raising a Duty of Impost, on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council request a Conference with the House of Assembly in the Prothonotary's Hall instanter, on the subject of the "Bill for regulating the admission of Barristers, Attornies, and Solicitors, and have appointed the Honorable *Attorney General*, and *William Pleace*, to manage the same.

ALBERT DESBRISAY, A. C. C.

Council Chamber, July 19th, 1817.

Ordered, on Motion that Dr. *M'Aulay*, Mr. *Bagnall*, Mr. *Montgomery*, and Mr. *M'Neill*, be a Committee to meet the Committee of His Majesty's Council for the above purpose, instanter.

The above Committee having met the Committee of his Majesty's Council, returned, and reported the subject matter of the conference to the House.

On Motion of Mr. *Bagnall*, seconded by Mr. *Murray*, the House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, "An Act for the further increase of the Revenue, by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," (Mr. *Goff*, in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again on Monday next.

Adjourned till 12 o'clock on Monday.

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MONDAY, July 21st, 1817.

THE House met pursuant to adjournment.

PRAYERS.

On Motion The House resolved itself into a Committee of the whole House, to take into consideration, the Bill intituled, "An Act for the further increase of the Revenue, by raising a Duty of Impost, on all Goods, Wares and Merchandize imported into this Colony, except as are hereinafter excepted," (Mr. *Goff*, in the Chair) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

Adjourned till 4 o'clock this afternoon.

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

On Motion The House resolved itself into a Committee of the whole House, to take into consideration, the Bill intituled, "An Act for the further increase of the Revenue, by raising a Duty of Impost, on all Goods, Wares and Merchandize imported into this Colony, except as are hereinafter excepted," (Mr. Goff, in the Chair) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again to-morrow.

TUESDAY, July 22d, 1817.

THE House met pursuant to adjournment.

PRAYERS.

The Order of the Day being read, The House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, "An Act for the further increase of the Revenue, by raising a Duty of Impost, on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted," (Mr. Goff, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Bill with alterations in the Title.

Ordered, on Motion, That the Report of the Committee be agreed to by the House.

On Motion of Mr. Nelson, seconded by Mr. Hyde, The Bill intituled, "An Act for the further increase of the Revenue by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted, for the purpose of erecting Goals in this Colony, and for such other purposes, as are therein mentioned," received the third reading,

On Motion of Mr. Goff, seconded by Mr. Nelson, the said Bill passed, and ordered to be engrossed.

Mr. Nelson, moved for leave to bring in a Petition of sundry Inhabitants of Charlotte-Town, praying that this House would be pleased to take such measures as to compel all retailers of spirituous Liquors, residing in Charlotte-Town, and its vicinity, to keep good Entertainment for Man and Horse, and to have a Sign put up to that effect, on or about the Premises, which being seconded by Mr. Gardiner, was ordered to be read.

Ordered, On Motion of Mr. Nelson, seconded by Mr. Goff, that the said Petition do lie on the Table.

Mr. Nelson moved for leave to bring in on Thursday next, the Heads of a Bill, for the better regulation of persons retailing Spirituous Liquors, and requiring such Persons to keep suitable accommodation for Travellers, which Motion being seconded by Mr. Goff, was agreed to.

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

Mr. Speaker,—His Majesty's Council have passed a "Bill to repeal an Act made and passed in the Thirty-first Year of his present Majesty's Reign intituled, an Act for admitting Persons to swear to their own Accounts, in certain Cases, and for amending certain practical parts of the Law, in order to the more easy and speedy attainment of Public Justice in this Island," and have sent the same down to the Lower House of Assembly for their concurrence.

Ordered, On Motion of Mr. Murray, seconded by Mr. Coffin, That the said Bill do lie on the Table.

On Motion of Mr. Goff, seconded by Mr. Murray, The House resolved itself into a Committee of the whole House, to take into consideration, the Bill intituled, "An Act for promoting Education, and encouraging Schools, throughout the Island," (Mr. Goff in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

Adjourned till 4 o'clock this afternoon.

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

On Motion of Mr. *Bagnall*, seconded by Dr. *M'Aulay*, That it be a standing Rule of this House, that no Petition presented thereto, be entered on the Journals thereof at large, unless a Majority of the Members agree to the same, when the Speaker will order it accordingly, The Question being put, the House divided, and there appeared,

	For the Motion,	Against it,
Mr. Bagnall,	Mr. M'Neill,	Mr. Goff,
Dr. M'Aulay,	Mr. Coffin,	Mr. Montgomery,
Mr. Hyde,	Mr. Dockendorff,	

The Motion was carried accordingly.

Mr. *M'Neill*, in conformity to a Motion of Thursday last, brought in the Heads of a "Bill to alter and amend the High Road Law, and better regulate the same," and on Motion the said Bill, received the first reading.

Adjourned till 9 o'clock to-morrow.

WEDNESDAY, July 23d, 1817.

THE House met pursuant to adjournment.

PRAYERS.

On Motion of Mr. *M'Neill*, seconded by Dr. *M'Aulay*, the Bill intituled "An Act to alter and amend the High Road Law, and better regulate the same," received the second reading.

On Motion of Mr. *Bagnall*, seconded by Mr. *Coffin*, the Bill intituled "An Act to repeal an Act made and passed in the Thirty-first year of his present Majesty's Reign, intituled an Act for admitting Persons to swear to their own Accounts in certain Cases, and for amending certain practical parts of the Law, in order to the more easy and speedy attainment of Public Justice in this Island," received the first and second reading.

On Motion of Mr. *Murray*, seconded by Mr. *Bagnall*, The House resolved itself into a Committee of the whole House to take into consideration the Bill intituled, "An Act for promoting Education, and encouraging Schools, throughout the Island," (Mr. *Goff* in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress, and asked leave to sit again.

Adjourned till 4 o'clock this afternoon.

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

On Motion, The House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, "An Act for promoting Education and encouraging Schools throughout the Island," (Mr. *Goff* in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Bill.

Ordered, that the said Bill receive the third reading to-morrow morning.

Adjourned till 9 o'clock to-morrow.

THURSDAY, July 24th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

On Motion of Mr. *Goff*, seconded by Mr. *Nelson*, the Bill intituled "An Act for promoting Education and encouraging Schools, throughout the Island," received the third reading.

On

On Motion of Dr. *M'Aulay*, seconded by Mr. *Townsend*, That the said Bill be recommitted, The House resolved itself into a Committee of the whole House to take the said Bill into re-consideration, (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported, That the Committee had agreed to the Bill with amendments.

The House having taken into consideration the Bill intituled, "An Act to regulate the admission of Barristers, Attornies, and Solicitors," with the subject matter of the report of the conference thereon.

On Motion of Mr. *Bagnall*, seconded by ~~Mr.~~ Dr. *M'Aulay*, That the said Bill be sent up to his Majesty's Council, with the amendment before proposed thereto, The Question being put, the House divided, and there appeared,

For the Motion,

Against it,

Mr. Bagnall,	Mr. Dockendorff,	Mr. Coffin,	Mr. Nelson,
Dr. M'Aulay,	Mr. M'Neill,	Mr. Montgomery,	Mr. Townsend,
Mr. Murray,	Mr. Clark,	Mr. Gardiner,	
Mr. Hyde,	Mr. M'Laran,	Mr. Goff,	

The Motion was accordingly carried in the affirmative.

Ordered, That Mr. *Bagnall*, do carry the Bill intituled, "an Act to regulate the admission of Barristers, Attornies, and Solicitors," up to His Majesty's Council, and acquaint them that this House doth adhere to its former amendment.

On Motion of Mr. *Bagnall*, seconded by Mr. *M'Laran*, The House resolved itself into a Committee of the whole House, to take into consideration, the Bill intituled, "An Act for repealing certain parts of an Act made and passed in the Fourteenth Year of his present Majesty's Reign, intituled an Act for regulating the measure of Boards, and all other kinds of Lumber, and for appointing Officers to survey the same, and for declaring what shall be deemed Merchantable Timber for exportation," (Mr. *Bagnall*, in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported, that the Committee had agreed to the Bill.

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

On Motion of Mr. *Nelson*, seconded by Mr. *Bagnall*, the said Bill received the third reading and passed.

On Motion of Mr. *Bagnall*, seconded by Mr. Dr. *M'Aulay*, the said Bill was ordered to be engrossed, and sent up to his Majesty's Council for their concurrence.

Adjourned till half past 5 o'clock this afternoon.

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

On Motion of Mr. *Bagnall*, seconded by Mr. *Murray*, That the Bill intituled "an Act for promoting Education and encouraging Schools throughout the Island, having received the third reading, do pass, ordered accordingly, and also that the same be engrossed, and sent up to his Majesty's Council for their concurrence.

On Motion of Mr. *M'Neill*, seconded by Dr. *M'Aulay*, the House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, "An Act to alter and amend the High Road Law, and better regulate the same," (Mr. *M'Neill*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

FRIDAY, July 25th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

Mr. *Bagnall*, carried the Bill intituled, "An Act for the further increase of the Revenue by raising a Duty of Impost, on all Goods, Wares, and Merchandise, imported into this Colony, except as are herein after excepted, for the purpose of erecting Goals in this Colony, and for such other purposes as are therein

“therein mentioned,” and the Bill intituled, “An Act for promoting Education, and encouraging Schools, throughout the Island,” up to his Majesty’s Council for their concurrence.

On Motion of Mr. *Murray*, seconded by Mr. *Coffin*, the House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, “An Act to alter and amend the High Road Law, and better regulate the same,” (Mr. *M’Neill*, in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and the Charman reported Progress and asked leave to sit again.

A Message from His Majesty’s Council, by their Clerk,

Mr. Speaker,—His Majesty’s Council request a Conference with the House of Assembly in the Prothonotary’s Hall instanter, on the subject of the Bill intituled, “An Act for the further increase of the Revenue, by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted, for the purpose of erecting Goals in this Colony, and for such other purposes, as are therein mentioned,” and have appointed the Honorable *Colonel Gray*, and the *Attorney General*, to manage the same.

ALBERT DESBRISAY, A. C. C.

Council Chamber, July 25th, 1817.

Ordered, on Motion, that Mr. *Bagnall*, Mr. *Goff*, Mr. *Murray*, and Mr. *Montgomery*, be appointed a Committee to manage the conference with his Majesty’s Council, in the Prothonotary’s Hall, instanter.

“Assembly Room, July 25th, 1817.”

Mr. *Bagnall*, Chairman of the Committee appointed to manage the conference, with the Committee of his Majesty’s Council, reported that his Majesty’s Council have sent back the Bill intituled, “An Act for the further increase of the Revenue, by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted, for the purpose of erecting Goals, in this Colony, and for such other purposes, as are therein mentioned,” and that his Majesty’s Council recommend to this House, the necessity of a Suspending Clause being added thereto.

Resolved, on Motion of Mr. *Goff*, seconded by Mr. *Bagnall*, That it appears to the House indispensably necessary, that a Suspending Clause be added to the said Bill, which was ordered accordingly, and that Mr. *Bagnall* do carry the same up to his Majesty’s Council, with the Suspending Clause thereto.

A Message from His Majesty’s Council, by their Clerk,

Mr. Speaker,—His Majesty’s Council have passed a Bill intituled, “An Act to alter the mode and manner of recovering Small Debts, and to repeal an Act passed in the Thirteenth Year of his present Majesty’s Reign, intituled, an Act for the more easy and speedy recovery of Small Debts; also an Act passed in the Sixteenth Year of his present Majesty’s Reign, intituled, an Act in addition to, and amendment of an Act made and passed, in the Thirteenth Year of his Majesty’s Reign, intituled an Act for the more easy and speedy recovery of Small Debts; also an Act passed in the Forty-first Year of his Majesty’s Reign, intituled, an Act in further addition to, and amendment of an Act passed in the Thirteenth Year of his present Majesty’s Reign, intituled, an Act for the more easy and speedy recovery of Small Debts; also an Act passed in the Forty-sixth Year of his Majesty’s Reign, intituled, an Act in addition to, and amendment of an Act passed in the Thirteenth Year of his present Majesty’s Reign, intituled, an Act for the more easy and speedy recovery of Small Debts,” and have sent the said Bill down to the Lower House of Assembly praying their concurrence thereto; Ordered, that the said Bill do lie on the Table.

Adjourned till 4 o’clock this afternoon.

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

Mr. *Nelson* in conformity to a Motion of Tuesday last, brought in the heads of a Bill intituled, "An Act, in addition to, and amendment of two several Acts of the General Assembly of this Island, that is to say, an Act made and passed in the Thirteenth year of his present Majesty's Reign, intituled an Act, prohibiting the Sale, (by retail) of Rum or other distilled Spirituous Liquors, without first having a Licence for that purpose, and for the due regulation of such as shall be Licensed," also an Act made and passed in the Twenty-fifth Year of his present Majesty's Reign, intituled, an Act in addition to, and amendment of an Act made and passed in the Thirteenth Year of his present Majesty's Reign, intituled, an Act prohibiting the Sale, (by Retail) of Rum or other distilled Spirituous Liquors, without first having a License for that purpose, and for the due regulation of such as shall be licensed."

On Motion of Mr. *Nelson*, seconded by Mr. *Goff*, the said Bill, received the first and second reading.

Mr. *Goff*, moved for leave to bring in the Heads of a "Bill for establishing the standard weight of Grain, and ascertaining the standard size of Bricks," which being seconded by Mr. *Nelson*, was ordered accordingly, and that the same do lie on the Table.

On Motion of Mr. *Goff*, seconded by Mr. *Nelson*, The House resolved itself into a Committee of the whole House to take into consideration, the Bill intituled "An Act to alter and amend the High Road Law, and better regulate the same," (Mr. *McNeill*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported, That the Committee had disagreed to the Preamble of the said Bill.

Moved by Mr. *Goff*, seconded by Mr. *Nelson*, that the said Bill be dismissed on principle, The Question being put, was carried in the affirmative.

Adjourned till 9 o'clock to-morrow.

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SATURDAY, July 26th, 1817.

THE House met pursuant to Adjournment.

PRAYERS.

Ordered, That Mr. *Bagnall*, do carry the Bill intituled, "An Act for repealing certain parts of an Act made and passed, in the Fourteenth Year of his present Majesty's Reign, intituled an Act for regulating the measure of Boards, and all other kinds of Lumber, and for appointing Officers to survey the same, and for declaring what shall be deemed Merchantable Timber for exportation," up to His Majesty's Council for their concurrence.

On Motion of Mr. *Nelson*, seconded by Mr. *Dockendorff*, the House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled "an Act in addition to and amendment of two several Acts of the General Assembly of this Island, that is to say, an Act made and passed in the Thirteenth Year of his present Majesty's Reign, intituled, "an Act for prohibiting the sale (by Retail) of Rum or other distilled spirituous Liquors, without first having a License for that purpose, and for the due regulation of such as shall be Licensed," also "an Act made and passed in the Twenty-fifth Year of his present Majesty's Reign, intituled an Act in addition to, and amendment of "an Act made and passed in the Thirteenth year of his present Majesty's Reign, intituled an Act prohibiting the sale (by retail) of Rum or other distilled spirituous Liquors, without first having a Licence for that purpose, and for the due regulation of such as shall be Licensed," (Mr. *Bagnall*, in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Bill.

On Motion of Mr. *Nelson*, seconded by Mr. *Dockendorff*, the said Bill received the third reading.

Ordered, that the same do pass, and be engrossed.

On

On Motion of Mr. Goff, seconded by Mr. Bagnall, the Bill intituled "an Act for establishing the standard weight of Grain, and ascertaining the standard size of Bricks," received the first and second reading.

On Motion of Mr. Bagnall, seconded by Dr. M<sup>c</sup>Aulay, Resolved, that the Lower House of Assembly, request a free conference with his Majesty's Council, on the subject matter of a Bill to repeal "an Act made and passed in the Thirty-first Year of his present Majesty's Reign intituled, an Act for admitting Persons to swear to their own Accounts, in certain Cases, and for amending certain practical parts of the Law, in order to the more easy and speedy attainment of Public Justice in this Island," and have appointed Mr. Bagnall, Mr. Nelson, Dr. M<sup>c</sup>Aulay, and Mr. Montgomery, to manage the same.

"Assembly Room, July 26th, 1817."

On Motion of Dr. M<sup>c</sup>Aulay, seconded by Mr. M<sup>c</sup>Neill, That the Speaker do report to his Excellency the Lieutenant Governor that in consequence of the absence of George Birnie, Esquire, there exists a vacancy of a Member to represent Charlotte-Town, in General Assembly; and to request that his Excellency would be pleased to issue a Writ of Election for the same; The Question being put, the House divided, and there appeared,

For the Motion,		Against it,
Mr. Bagnall,	Mr. Dockendorff,	Mr. Nelson,
Dr. M <sup>c</sup> Aulay,	Mr. M <sup>c</sup> Neill,	Mr. Gardiner,
Mr. Clark,	Mr. Coffin,	Mr. Montgomery,

The Motion was carried and ordered accordingly.

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

Mr. Speaker,—His Majesty's Council do agree to the conference as requested by the House of Assembly on the subject matter of "a Bill to repeal an Act made and passed in the Thirty-first Year of his present Majesty's Reign, intituled an Act for admitting persons to swear to their own accounts in certain Cases; and for amending certain practical parts of the Law, in order to the more easy and speedy attainment of Public Justice in this Island," and have appointed the Honorable Colonel Holland, and the Attorney General, to manage the same, in the Prothonotary's Hall, instantler.

ALBERT DESBRISAY, A. C. C.

Council Chamber, July 26th, 1817.

Mr. Bagnall, Chairman of the Committee appointed to manage the above conference, with a Committee of his Majesty's Council, reported the subject matter of the conference to the House.

Adjourned till 12 o'clock on Monday next.

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## MONDAY, July 28th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

Ordered, that Mr. M<sup>c</sup>Neill, do carry the "Bill intituled an Act, in addition to and amendment of two several Acts of the General Assembly of this Island, that is to say, an Act made and passed in the Thirteenth Year of his present Majesty's Reign, intituled an Act prohibiting the sale (by retail) of Rum or other distilled spirituous Liquors, without first having a License for that purpose, and for the due regulation of such as shall be Licensed," also an Act made and passed in the Twenty fifth Year of his present Majesty's Reign, intituled "an Act in addition to, and amendment of an Act made and passed in the Thirteenth Year of his present Majesty's Reign, intituled an Act prohibiting the sale (by retail) of Rum or other distilled spirituous Liquors, without first having a License for that purpose, and for the due regulation of such as shall be Licensed," up to his Majesty's Council for their concurrence.

A Message from His Majesty's Council, by their Clerk,  
Mr. Speaker,—His Majesty's Council have concurred to the amendment proposed by the Lower House of Assembly, to the Bill intituled, "An Act to regulate the admission of Barristers, Attornies, and Solicitors."

ALBERT DESBRISAY, A. C. C.

Council Chamber, July 28th, 1817.

On Motion of Mr. *Nelson*, seconded by Mr. *McNeill*, the Bill intituled, "An Act to alter the mode and manner of recovering Small Debts, and to repeal an Act passed in the Thirteenth Year of his present Majesty's Reign, intituled, an Act for the more easy and speedy recovery of Small Debts; also an Act passed in the Sixteenth Year of his present Majesty's Reign, intituled, an Act in addition to, and amendment of an Act made and passed, in the Thirteenth Year of his Majesty's Reign, intituled an Act for the more easy and speedy recovery of Small Debts; also an Act passed in the Forty-first Year of his Majesty's Reign, intituled, an Act in further addition to, and amendment of an Act passed in the Thirteenth Year of his present Majesty's Reign, intituled, an Act for the more easy and speedy recovery of Small Debts; also an Act passed in the Forty-sixth Year of his Majesty's Reign, intituled, an Act in addition to, and amendment of an Act passed in the Thirteenth Year of his present Majesty's Reign, intituled, an Act for the more easy and speedy recovery of Small Debts," received the first reading.

Adjourned till half past 3 o'clock this afternoon.

The House met at half past 3 o'clock pursuant to adjournment.

On Motion of Mr. Dr. *McAulay*, seconded by Mr. *Nelson*, the Bill intituled, "An Act for regulating the sale and exportation of Fish, and for ascertaining the quality thereof, and to appoint Officers to survey the same, received the second reading.

Mr. *Goff*, Chairman of the Committee on the Public Accounts, reported that the Committee of this House had met the Committee of his Majesty's Council, upon the same who expressed their being fully satisfied, with the statement, as laid before them, but that this Committee wish to postpone their final report, till some documents in preparation are laid beore them.

On Motion, of Mr. *Goff*, seconded by Mr. *Nelson*, The House resolved itself into a Committee of the whole House, to take into consideration, the Bill intituled, "An Act for establishing the standard weight of Grain, and ascertaining the standard size of Bricks," (Mr. *Goff*, in the Chair) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

Adjourned till 9 o'clock to-morrow.

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## TUESDAY, July 29th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

On Motion of Mr. *Goff*, seconded by Mr. *Dockendorff*, The House resolved itself into a Committee of the whole House, to take into consideration the Bill intituled, "An Act for establishing the standard weight of Grain, and ascertaining the standard size of Brick," (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have passed the Bill intituled, "An Act for promoting Education, and encouraging Schools, throughout the Island," with amendments to which they request the concurrence of House of Assembly.

Adjourned till 4 o'clock this afternoon.

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

On Motion of Mr. *McNeill*, seconded by Mr. *Hyde*, The House resolved itself into a Committee of the whole House, to resume the consideration, of the Bill intituled "an Act for establishing the standard weight of Grain, and ascertaining the standard size of Bricks," (Mr. *Goff* in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Bill, with amendments in the Title.

Ordered, On Motion of Mr. *Bagnall*, seconded by Dr. *McAulay*, That a Committee be appointed to draft a Bill, for the better regulation of Statute Labour, and for the further improvement of the High-Ways, and Bridges, throughout this Colony: Mr. *Bagnall*, Dr. *McAulay*, and Mr. *Murray*, were appointed a Committee for that purpose.

Adjourned till 9 o'clock to-morrow.

WEDNESDAY, July 30th, 1817.

THE House met pursuant to adjournment.  
PRAYERS.

On Motion of Mr. *Nelson*, seconded by Mr. *Dockendorff*, The Bill intituled, "an Act for establishing the standard weight of Grain, and ascertaining the standard size of Bricks, and also for regulating the quality of distilled spirituous Liquors sold by wholesale and retail, within this Colony," received the third reading, and on Motion, was ordered to pass, be engrossed, and sent up to his Majesty's Council, for their concurrence.

On Motion of Mr. *Goff*, seconded by Mr. *Dockendorff*, The House resolved itself into a Committee of the whole House, to take into consideration, the Public Accounts, (Mr. *Goff*, in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

A Message from His Majesty's Council, by their Clerk,  
Mr. Speaker,—His Majesty's Council request a free Conference with the House of Assembly, on the subject matter of the Bill intituled, "An Act for the further increase of the Revenue, by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted, for the purpose of erecting Gaols in this Colony, and for such other purposes, as are therein mentioned," and have appointed the Honorable Colonel *Gray*, Colonel *Holland*, the Attorney General, and *William Place*, to manage the same, in the Prothonotary's Hall to-morrow at Eleven o'clock forenoon.

ALBERT DESBRISAY, A. C. C.

Council Chamber, July 30th, 1817

Ordered, On Motion, that Mr. *Goff*, Dr. *McAulay*, Mr. *Hyde*, Mr. *Murray*, Mr. *Coffin*, Mr. *Montgomery*, Mr. *Bagnall*, and Mr. *Dockendorff*, be appointed a Committee, to manage the conference with his Majesty's Council, in the Prothonotary's Hall to-morrow at Eleven o'clock forenoon.

Assembly Room, July 30th, 1817.

On Motion, the House resolved itself into a Committee of the whole House, to take into consideration the Public Accounts, (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

Adjourned till 4 o'clock this afternoon.

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

On Motion of Mr. *Hyde*, seconded by Mr. *Dockendorff*, the House resolved itself into a Committee of the whole House, to take into further consideration the Public Accounts, (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

Adjourned till 9 o'clock to-morrow.

THURSDAY, July 31st, 1817.

THE House met pursuant to Adjournment.

PRAYERS.

Mr. *Goff*, Chairman of the Committee appointed to manage the free conference with a Committee of his Majesty's Council, on the subject matter of the Bill intituled, "An Act for the further increase of the Revenue, by raising a Duty of "Impost on all Goods, Wares, and Merchandize, imported into this Colony, "except as are herein after excepted, for the purpose of erecting Gaols in this "Colony, and for such other purposes as are therein mentioned," reported that the Committee of this House met the Committee of his Majesty's Council, who suggested several alterations, to the said Bill, and the Chairman reported the Heads of the said alterations to the House.

On Motion of Mr. *McNeill*, seconded by Mr. *Goff*, The House resolved itself into a Committee of the whole House, to take into consideration, the said Report, (Mr. *Goff*, in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and Chairman reported, that the Committee had agreed to certain amendments proposed to the aforesaid Bill.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have agreed to the Bill intituled, "An "Act for repealing certain parts of an Act made and passed in the Fourteenth "Year of his present Majesty's Reign, intituled an Act for regulating the mea- "sure of Boards and all other kinds of Lumber, and for appointing Officers "to survey same, and for declaring what shall be deemed Merchantable Tim- "ber for exportation," without any amendment.

ALBERT DESBRISAY, A. C. C.

Council Chamber, July 31st, 1817.

Adjourned till 4 o'clock this afternoon.

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

On Motion of Dr. *McAulay*, seconded by Mr. *Dockendorff*, That a Committee be appointed to draw an Address to his Excellency, to request that he would be pleased to order the Collectors of Impost, to lay a Copy of their Accounts, forthwith, before this House, since the last Session of the General Assembly, The Question being put, the House divided, and there appeared,

For the Motion,	Against it,
Dr. <i>McAulay</i> ,	Mr. <i>Clark</i> ,
Mr. <i>Dockendorff</i> ,	Mr. <i>Gardiner</i> ,
Mr. <i>Montgomery</i> ,	Mr. <i>Coffin</i> ,
Mr. <i>McNeill</i> ,	
Mr. <i>Murray</i> ,	
Mr. <i>Goff</i> ,	
Mr. <i>Bagnall</i> ,	

The Motion was carried, and Dr. *McAulay*, Mr. *McNeill*, and Mr. *Goff*, were appointed a Committee for that purpose.

Mr. *Bagnall*, moved for leave to bring in a "Bill in addition to, and amend- "ment of two several Acts of this Colony heretofore made, to regulate the Sal- "mon, Salmon Trout, and Eel Fishery," which being seconded by Dr. *McAulay*, On Motion the said Bill received the first reading.

Mr. *Bagnall*, moved for leave to bring in a "Bill for the preservation of Sheep by levying a Tax upon Dogs, in the Royalty of Charlotte-Town," which being seconded by Mr. *McNeill*, On Motion the said Bill received the first reading.

Mr. *Bagnall*, also moved for leave to bring in the Heads of a "Bill for establishing the Times, and manner of holding General Sessions, in the different Counties in this Island, and for appointing Parish and other Officers in the same, and for the erection of Pounds," which being seconded by Dr. *McAulay*, On Motion the said Bill received the first reading.

Adjourned till 9 o'clock to-morrow.

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FRIDAY, August 1st, 1817.

THE House met pursuant to adjournment.  
PRAYERS.

On Motion of Mr. *Goff*, seconded by Mr. *Murray*, The House resolved itself into a Committee of the whole House to take into consideration, the amendments proposed by his Majesty's Council, to the Bill intituled, "An Act for promoting Education, and encouraging Schools, throughout the Island," (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported, That the Committee had agreed to certain amendments to the said Bill.

On Motion of Mr. *Bagnall*, seconded by Mr. *Montgomery*, the "Bill for establishing the Times and manner of holding General Sessions in the different Counties in this Island, and for appointing Parish and other Officers in the same, and for the erection of Pounds," received the second reading.

On Motion of Mr. *Bagnall*, seconded by Dr. *McAulay*, the House resolved itself into a Committee of the whole House, to take the said Bill into consideration (Mr. *Bagnall*, in the Chair) and after some time spent therein, the Speaker resumed the Chair and the Chairman reported Progress and asked leave to sit again.

Dr. *McAulay*, Chairman of the Committee appointed to draft an Address to His Excellency respecting the Collectors of Impost Accounts, reported the same to the House, which being read, was agreed to, and is as follows, viz.

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

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

*"May it please your Excellency,*

**W**HILE the Members of the House of Assembly, in General Assembly convened, beg leave to represent to your Excellency, that the Committee of this House has proceeded in the investigation of the "Public Accounts," as far as the documents laid before the House, have permitted, but as the Accounts of the Collectors of Impost Duties, have not yet been laid before the House, from the last Session of the General Assembly, we cannot consistent with our duty, make a full and final report upon the General Accounts, without the aid of such documents.

"JAMES CURTIS, Speaker.

Assembly Room, August 1st, 1817.

Ordered, That Dr. *McAulay*, Mr. *McNeill*, and Mr. *Goff*, be a Committee to present the said Address to his Excellency the Lieutenant Governor.

Adjourned till 4 o'clock this afternoon.

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

On Motion of Mr. *Bagnall*, seconded by Mr. *Montgomery*, The House resolved itself into a Committee of the whole House, to resume the consideration of the "Bill for establishing the Times and manner of holding General Sessions, in the different Counties in this Island, and for appointing Parish and other Officers in the same, and for the erection of Pounds," (Mr. *Bagnall*, in the Chair) and after some time spent therein, the Speaker resumed the Chair, and the Chairman reported Progress and asked leave to sit again.

Mr. *Bagnall*, moved for leave to bring in a Bill intituled, "an Act to continue an Act intituled, an Act for raising a Fund to make and keep in repair, the Pumps, Wells, and Streets of Charlotte-Town, and for other purposes therein mentioned, which being seconded by Mr. *Montgomery*, the said Bill on Motion received the first and second reading.

Mr. *Bagnall*, also moved for leave to bring in a "Bill intituled an Act for defraying the Expences of the General Assembly of this Island," which being seconded by Mr. *Montgomery*, the said Bill on Motion, received the first reading.

Adjourned till 9 o'clock to-morrow.

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SATURDAY, August 2d, 1817.

THE House met pursuant to adjournment.

PRAYERS.

Mr. *M'Laran*, moved for leave to bring in the Petition of Laughlin M'Quary, a disbanded Soldier, from the late New-Brunswick Regiment, praying that this House would be pleased to recommend some mode, by which he might be enabled to get back to his native Country, (Scotland,) otherwise he will be unable to subsist in this Colony, without becoming a burthen to the Public, which Motion being seconded by Dr. *M'Aulay*, the said Petition was read, and ordered to lie on the Table.

Mr. *Montgomery*, moved for leave to bring in a Memorial of James M'Nutt, Esquire, late Collector of Impost Duties for Richmond Bay District, representing certain losses, sustained by him in the performance of said Office, and praying that this House would be pleased to take his case into consideration, which being seconded by Mr. *Townsend*, the said Memorial was read, and ordered to lie on the Table.

Ordered, On Motion that Mr. *M'Neill*, do carry the Bill intituled "an Act for the further increase of the Revenue, by raising a Duty of Impost, on all Goods, Wares, and Merchandize, imported into this Colony, except as are herein after excepted, for the purpose of erecting Goals in this Colony, and for such other purposes, as are therein mentioned," and the Bill intituled, "An Act for promoting Education, and encouraging Schools, throughout this Island," up to his Majesty's Council, and acquaint them that the House of Assembly, have agreed to some certain alterations and amendments, suggested by his Majesty's Council, to the said Bills respectively.

On Motion of Mr. *Bagnall*, seconded by Mr. *Murray*, The House resolved itself into a Committee of the whole House, to resume the consideration of the "Bill for establishing the Times and manner of holding General Sessions in the different Counties in this Island, and for appointing Parish and other Officers in the same, and for the erection of Pounds," (Mr. *Bagnall* in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported, that the Committee had agreed to the said Bill, with an alteration in the Title.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have agreed to the Bill intituled, "an Act for the further increase of the Revenue, by raising a Duty of Impost on all Goods, Wares, and Merchandize, imported into this Colony, except as  
" are

“ are herein after excepted, for the purpose of erecting Goals, in this Colony, “ and for such other purposes, as are therein mentioned,” without any amendment,

ALBERT DESBRISAY, A. C. C.

Council Chamber, August 2d, 1817.

On Motion of Mr. *Bagnall*, seconded by Mr. *Montgomery*, the Bill intituled, “ An Act for establishing the Times and manner of holding General Sessions, in “ the different Counties, in this Island, and for appointing Parish and other Offi- “ cers in the same, and for the erection and regulation of Pounds,” received the third reading.

Ordered, on Motion of Mr. *Bagnall*, seconded by Mr. *Murray*, that the said Bill do pass, and be engrossed, and be sent up to his Majesty’s Council for their concurrence.

Dr. *M’Aulay* Chairman of the Committee appointed to present the Address of yesterday, to His Excellency the Lieutenant Governor, having returned reported, that the Committee had waited on his Excellency, and that he had been pleased to make the following answer, viz.

“ The Lieutenant Governor is extremely desirous the House should receive “ the information they desire, and will give the necessary directions.”

Charlotte-Town, August 2d, 1817.”

Mr. *Bagnall* moved for leave to bring in the Heads of a “ Bill to alter and “ amend an Act made and passed in the sixteenth Year of his present Majesty’s “ Reign, intituled ‘ an Act for regulating Fees,” which being seconded by Dr. *M’Aulay*, the said Bill received the first reading.

On Motion, of Mr. *Bagnall*, seconded by Mr. *Gardiner*, the “ Bill for the “ preservation of Sheep, by levying a Tax upon Dogs, in the Royalty of Char- “ lotte-Town,” received the second reading.

A Message from His Majesty’s Council, by their Clerk,

Mr. Speaker,—His Majesty’s Council have passed a Bill intituled, “ an Act in addition to an Act relating to Treasons and Felonies,” and have sent the same down to the Lower House of Assembly praying their concurrence thereto.

Council Chamber, August 2d, 1817.

On Motion of Dr. *M’Aulay*, seconded by Mr. *Montgomery*, the said Bill received the first and second reading.

On Motion of Mr. *Bagnall*, seconded by Mr. *Nelson*, The House resolved itself into a Committee of the whole House to take into consideration the Bill intituled, “ an Act to continue an Act intituled an Act for raising a fund to make “ and keep in repair, the Pumps, Wells, and Streets of Charlotte-Town, and for “ other purposes therein mentioned,” (Mr. *Bagnall*, in the Chair) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the said Bill.

On Motion the said Bill received the third reading.

Ordered, On Motion of Mr. *Nelson*, seconded by Mr. *Bagnall*, that the said Bill do pass, be engrossed, and be sent up to his Majesty’s Council, for their concurrence.

On Motion of Mr. *Bagnall*, seconded by Mr. *Nelson*, the House resolved itself into a Committee of the whole House, to take into consideration, the “ Bill “ for the preservation of Sheep, by levying a Tax upon Dogs, in the Royalty of “ Charlotte-Town,” (Mr. *Bagnall* in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the said Bill, with alterations in the Title.

Adjourned till 4 o’clock this afternoon.

The Speaker and some Members, having met at 4 o’clock, but there not being a sufficient number present to form a House,

Adjourned till 9 o’clock on Monday next.

MONDAY, August 4th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

On Motion of Mr. *Bagnall*, seconded by Mr. *Townsend*, the Bill intituled "An Act for the preservation of Sheep, throughout the Island, and for levying a Tax upon Dogs, in the Royalty of Charlotte-Town," received the third reading.

Ordered, On Motion of Mr. *Bagnall*, seconded by Mr. *Nelson*, that the said Bill do pass, be engrossed, and sent up to his Majesty's Council, for their concurrence.

On Motion, of Mr. *Montgomery*, seconded by Mr. *Townsend*, the "Bill intituled an Act for raising a Fund for the purpose of defraying the Expences of the General Assembly of this Island," received the second reading.

On Motion of Mr. *Bagnall*, seconded by Mr. *Murray*, The House resolved itself into a Committee of the whole House, to take into consideration, the Bill intituled "an Act in addition to an Act, relating to Treasons and Felonies," (Mr. *Bagnall* in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the Bill, with an amendment.

On Motion of Mr. *Bagnall*, seconded by Mr. *Nelson*, the said Bill received the third reading.

Ordered, on Motion of Mr. *Bagnall*, seconded by Mr. *Nelson*, that the said Bill do pass, with the amendment, and that the same be sent up to to his Majesty's Council, praying their concurrence to the said amendment.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have agreed to the Bill intituled "An Act for establishing the standard weight of Grain, and ascertaining the standard size of Bricks, and also for regulating the quality of distilled Spirituous Liquors, sold by wholesale and retail within this Colony," without any amendment.

ALBERT DESBRISAY, A. C. C.

Council Chamber, August 4th, 1817.

On Motion of Mr. *M'Neill*, seconded by Mr. *Coffin*, The House resolved itself into a Committee of the whole House to take into consideration the Bill intituled "an Act for raising a Fund for the purpose of defraying the Expences of the General Assembly of this Island," (Mr. *M'Neill*, in the Chair) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported that the Committee had agreed to the said Bill.

On Motion of Mr. *M'Neill*, seconded by Mr. *Montgomery*, the said Bill received the third reading.

On Motion of Mr. *M'Neill*, seconded by Mr. *Townsend*, That the said Bill do pass, The Question being put, the House divided, and there appeared,

	For the Motion,	Against it,
Dr. M'Aulay,	Mr. Coffin,	Mr. Goff,
Mr. Hyde,	Mr. Murray,	Mr. Nelson,
Mr. Dockendorff,	Mr. Bagnall,	Mr. Gardiner,
Mr. M'Neill,	Mr. Montgomery,	
Mr. Clark,	Mr. Townsend,	

The Motion was carried and ordered accordingly.

A Message from His Majesty's Council, by their Clerk,

Mr. Speaker,—His Majesty's Council have agreed to the Bill intituled, "an Act to continue an Act intituled an Act for raising a fund to make and keep in repair, the Pumps, Wells, and Streets of Charlotte-Town, and for other purposes therein mentioned," without any amendment.

ALBERT DESBRISAY, A. C. C.

Council Chamber, August 4th, 1817.

Ordered.

*Ordered*, On Motion of Mr. *Montgomery*, seconded by Mr. *Townsend*, that the the Bill intituled, "an Act for raising a Fund, for the purpose of defraying the Expences of the General Assembly of this Island," be engrossed, and sent up to his Majesty's Council, for their concurrence.

A Message from His Majesty's Council, by their Clerk,  
Mr. Speaker,—His Majesty's Council have agreed to the Bill intituled, "An Act in addition to an Act, relating to Treasons and Felonies," with the amendment as proposed by the House of Assembly thereto.

ALBERT DESBRISAY, A. C. C.

Council Chamber, August 4th, 1817.

On Motion of Mr. *Bagnall*, seconded by Mr. *Murray*, the Bill intituled "an Act to alter and amend an Act made and passed in the sixteenth Year of his present Majesty's Reign, intituled an Act for regulating Fees," received the second reading.

On Motion of Mr. *Goff*, seconded by Dr. *M'Aulay*, the House resolved itself into a Committee of the whole House, to take the said Bill into consideration (Mr. *Goff*, in the Chair) and after some time spent therein, the Speaker resumed the Chair and the Chairman reported Progress and asked leave to sit again.

Adjourned till 4 o'clock this afternoon.

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

*Ordered*, On Motion of Mr. *Goff*, seconded by Mr. *Nelson*, that the Order of the Day be for to-morrow morning, to take into consideration the Bill intituled "an Act to alter and amend an Act made and passed in the Sixteenth Year of his present Majesty's Reign, intituled 'an Act for regulating Fees.'"

*Ordered*, On Motion of Mr. *Bagnall*, seconded by Mr. *M'Neill*, that the Petition of Laughlin M'Quary, be referred to the consideration of the Committee of the whole House, on the state of the Colony.

On Motion of Mr. *M'Neill*, seconded by Mr. *Dockendorff*, that LEMUEL CAMBRIDGE, Esquire, be expelled this House, for contemptuous conduct, in continually absenting himself from his duty, without leave of this House, and thereby depriving his Constituents of a representation, The Question being put, the House divided, and there appeared,

For the Motion,

Against it,

Mr. M'Neill,	Mr. Dockendorff,	Mr. Goff,	Mr. Townsend,
Mr. Murray,	Mr. Bagnall,	Mr. Nelson,	Mr. Montgomery,
Mr. Hyde,	Mr. Colfin,	Mr. Clark,	Dr. M'Aulay,

The House being equally divided, the Speaker voted against the Motion,

Adjourned till 9 o'clock to-morrow.

TUESDAY, August 5th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

*Ordered*, On Motion of Mr. *Montgomery*, seconded by Mr. *Townsend*, that the Memorial of James M'Nutt, Esquire, be submitted to the consideration of the Committee of the whole House, on the state of the Colony.

The Order of the Day being read, The House on Motion, resolved itself into a Committee of the whole House, to take into consideration, the Bill intituled "an Act to alter and amend an Act made and passed in the Sixteenth Year of his present Majesty's Reign, intituled 'An Act for regulating Fees,'" (Mr. *Goff*, in the Chair,) and after some time spent therein, the Speaker resumed the Chair, and Chairman reported, that the Committee had progressed upon the said Bill, but as it embraces so many fees, in the different Courts, the Committee cannot do it that justice, at this advanced period of the Session, that it deserves. On

On Motion of Dr. *M'Aulay*, seconded by Mr. *Murray*, That the Report of the Committee be agreed to, the Question being put, the House divided, and there appeared,

For the Motion,		Against it,
Dr. M'Aulay,	Mr. Murray,	Mr. Goff,
Mr. Montgomery,	Mr. M'Laran,	Mr. Gardiner,
Mr. Townsend,	Mr. M'Neill,	Mr. Clark,
Mr. Hyde,	Mr. Coffin,	

The Motion was carried and ordered accordingly.

Adjourned till 4 o'clock this afternoon.

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

Mr. *Bagnall*, Chairman of the Committee appointed to draft a "Bill for the better regulation of Statute Labour, and for the further improvement of the Highways and Bridges throughout this Colony," reported that notwithstanding the ardent desire of the Committee to further an object of such apparent necessity, but which cannot be fully considered, without protracting the length of the Session the Committee will have the same in readiness, against the next Session of the General Assembly.

On Motion of Mr. *Goff*, seconded by Mr. *Murray*, The House resolved itself into a Committee of the whole House, to resume the consideration of the state of the Colony, and to report the opinion of the Committee relative to existing Laws, which require amendment, and such Laws as appear to them salutary to propose for enactment, (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported, Progress and asked leave to sit again.

Adjourned till 9 o'clock to-morrow.

WEDNESDAY, August 6th, 1817.

THE House met pursuant to adjournment.

PRAYERS.

Ordered, On Motion of Dr. *M'Aulay*, seconded by Mr. *M'Neill*, That a Committee be appointed to draft an Address to his Excellency the Lieutenant Governor, praying that his Excellency would be pleased, to release this House, from their Public Duties at this time, either by a short Adjournment or Prorogation; Dr. *M'Aulay*, Mr. *M'Neill*, and Mr. *Murray*, were appointed a Committee for that purpose.

On Motion of Mr. *Goff*, seconded by Mr. *Nelson*, the House resolved itself into a Committee of the whole House, to resume the consideration of the state of the Colony, and to report the opinion of the Committee relative to existing Laws, which require amendment, and such Laws as appear to them, salutary to propose for enactment, (Mr. *Goff*, in the Chair,) and after some time spent therein the Speaker resumed the Chair, and the Chairman reported, That the Committee for the consideration of the state of the Colony, beg leave, in addition to their former report, to state that they consider the following subjects highly deserving the consideration of the Legislature, viz.

The enactment of a Law, for the better regulation of Statute Labour.

Also, a Law for rendering the Fee Act of this Colony, more adequate to compensate the different services, required to be performed by the Officers therein named, and others,

Also, a Law for the better regulation of the recovery of Small Debts.

Also, a Law for the better regulation of the Salmon, Salmon Trout, and Eel Fisheries, of this Colony.

Also, a Law rendering Lands and Tenements, held under Leases of Years, liable to similar Execution as real Estate.

The Committee have had various other objects under consideration, many of which, they deem of great importance, to the prosperity of the Colony; but from the protracted period of this Session, the Committee are of the sentiment, that such matters may without material public inconvenience be referred to the consideration of a future meeting of this Assembly.

The Committee further state, that two Petitions referred by the House, viz.

That of Laughlin M'Quarry, and that of James M'Nutt, have been considered, but they deem it their duty to state, that the subject matter of these Petitions, do not properly come under discussion in a Committee on the state of the Colony.

Ordered, on Motion that the report of the Committee be agreed to.

Dr. M'Aulay Chairman of the Committee appointed to draft an Address to His Excellency, reported the same to the House, which being read, was agreed to, and is as follows, viz.

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

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

*"May it please your Excellency,*

**W**E His Majesty's most dutiful and Loyal Subjects, the Representatives of Prince Edward Island, in General Assembly, convened, beg leave to represent to your Excellency, that we have in conformity to your desire, attended to Public affairs, so far as our abilities enabled us, but finding now, that there is much more to be done, than can be hurried through this House, especially the the consideration of the state of the Public Roads, and Fees of the Officers of the Law Courts, (the latter having but lately come under our view,) these and minor considerations, induce the House to think that a Recess is requisite for the Members, as the approaching Harvest, must provide for the long Winter, therefore the House humbly Petition, that your Excellency would be pleased to permit the Members to return to their Homes till Winter, either by Adjournment or Prorogation, as to your Excellency may appear best, when the House will, with mature deliberation, and more convenience, exert itself to frame such Laws and regulations as the state of the Country requires, in conformity to your Excellency's liberal Speech, upon the meeting of this Assembly.

*"JAMES CURTIS, Speaker.*

Assembly Room, August 6th, 1817.

Ordered, On Motion, That the same Committee do present the said Address to his Excellency.

The House having taken into consideration the Petition of Laughlin M'Quarry, Resolved, on Motion of Dr. M'Aulay, seconded by Mr. Townsend, that the sum of Fifteen Pounds, be paid towards defraying the Expence of enabling the said Laughlin M'Quarry, to get home to his native Country; and that this resolution be sent up to his Majesty's Council for their concurrence.

Assembly Room, August 6th, 1817.

A Message from His Excellency the Lieutenant Governor, by the Private Secretary, viz.

*"C. DOUGLASS SMITH, Lt. Gov.*

*"The Lieutenant Governor is desirous, that the Lower House of Assembly, should adjourn until Thursday the Fourteenth day of this Month.*

*"Charlotte-Town, August 6th, 1817."*

A Message from his Majesty's Council, by their Clerk, Mr. Speaker,—His Majesty's Council, have agreed to adjourn until Thursday the Fourteenth day of this Month.

Council Chamber, August 6th, 1817.

Adjourned until Thursday the 14th day of this Month.

THURSDAY, August 14th, 1817.

THE House met pursuant to Adjournment.  
PRAYERS.

A Message from his Excellency the Lieutenant Governor, informing the Speaker, that his Excellency intends to go to the House, at Two o'clock this day.

Ordered, on Motion of Mr. Bagnall, seconded by Mr. Nelson, that the Clerk do make up the different Accounts of this House, including Disbursements and otherwise, in order that they be in due readiness.

Dr. *M. Aulay*, Chairman of the Committee appointed to present the Address of the 6th inst. to his Excellency the Lieutenant Governor, reported that he had this moment waited on his Excellency with the same, and that he had been pleased to make the following Answer, viz.

"I shall most readily attend to the very reasonable representation made, on the part of the Lower House of Assembly, as to the expediency of relieving them from the pressure of Public Business, until a more convenient season.

(Signed) C. D. SMITH, Lt. Governor.

"August 14th, 1817."

A Message from His Excellency the Lieutenant Governor, by the Gentleman Usher of the Black Rod, requiring the attendance of this House immediately in the Council Chamber.

The House having attended, the Speaker addressed his Excellency as follows, viz.

"May it please your Excellency,

"IT now becomes my duty on the part and behalf of his Majesty's Loyal Subjects, the Commons of Prince Edward Island, to present to your Excellency a Bill for appropriating the Supplies granted to his Majesty, during the present Session of the General Assembly, and to request your Excellency's assent thereto.

"These appropriations are not so large as the Assembly wished, but knowing at present the limited means of this Colony, the Representatives of the People, could not, consistent with their duty, now do more, at the same time, reposing the highest confidence in your Excellency, that whatever funds were raised, would be strictly and honorably applied."

(When his Excellency was pleased to make the following reply.)

"Mr. Speaker,

"I am fully convinced of the good disposition shewn to afford the necessary Supply, for carrying on the proposed Improvements, but feel it my duty, to delay my concurrence to the Bill in question, in order to afford time and opportunity, for the further consideration, of some requisite modifications which may render it unexceptionable.

"C. D. SMITH, Lt. Gov."

After which His Excellency was pleased to give his assent to the following Bills, viz.

I. A Bill intituled, "an Act to continue an Act, intituled, 'an Act for raising a Fund to make and keep in repair, the Pumps, Wells, and Streets of Charlotte-Town, and for other purposes therein mentioned,'" also

II. A Bill intituled, "an Act to alter and amend an Act made and passed in the Twentieth Year of his present Majesty's Reign, intituled an Act to prevent the cutting of Pine, or other Trees, without permission of the Proprietor, and to prevent the cutting down and destroying of Fences," also

III. A Bill intituled "An Act to enable Creditors more easily to recover their Debts from Co-partners and joint Debtors," also

IV. A Bill intituled "An Act to regulate the admission of Barristers, Attornies, and Solicitors," and also

V. A

V. A Bill intituled "An Act for repealing certain parts of an Act made and passed in the Fourteenth Year of his present Majesty's Reign, intituled an Act for regulating the measure of Boards and all other kinds of Lumber, and for appointing Officers to survey same, and for declaring what shall be deemed Merchantable Timber for Exportation."

After which His Excellency, was pleased, to deliver the following Speech to both Houses, viz.

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

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

**I** HAVE experienced much satisfaction from the harmony which has subsisted during the present Session. The attention to Public Business, and the disposition to afford pecuniary supply for the exigencies of the Colony, which has been shewn are grounds upon which a well founded hope may rest as to its future Prosperity.

"The ample opportunity which has been afforded for examining into the Public Expenditure, must have proved to a demonstration the watchful care with which it has been applied, and cannot but satisfy the most doubtful mind of the certainty there exists of its being equally attended to in future. The objects of Expenditure which have been suggested by both Houses, during the present Session, I am happy to find, are precisely those to which I feel myself most disposed to pay the earliest attention, whenever the means shall exist for the carrying the projected improvements into execution.

"The finally giving sanction to that, which, in consequence thereof, is to pass into a Law, I esteem a most solemn and sacred duty; in all I have done or abstained from doing, on the present occasion, I have allowed myself to be actuated by constitutional principle alone, and I am anxious that it should be publicly understood, that in those instances, in which I have felt it my duty to pause, before giving consent, I am nevertheless highly sensible of the ability and assiduity, which has been exerted in the formation of what has been laid before me, which, when it shall have undergone further modification may meet with my future concurrence.

"I now hasten to pay regard to the reasonable wish expressed by the Lower House of Assembly, in particular, of being released from further attendance at present, and trust we shall meet again with increased confidence, in the upright intentions of all.

(Signed)

"C. D. SMITH, Lt. Gov.

"August 14th, 1817."

The President of His Majesty's Council, by His Excellency's command, then said,

*Gentlemen,*

It is his Excellency's will and pleasure that this General Assembly be Prorogued to Tuesday the Twenty-first day of October next, to be then here held; and this General Assembly is accordingly Prorogued to Tuesday the Twenty-first day of October next.

GOD SAVE THE KING.