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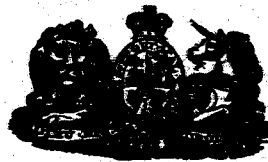
HER MAJESTY'S

LEGISLATIVE COUNCIL

OF THE

PROVINCE OF NOVA SCOTIA.

1841.



PROCLAMATION.

BY HIS EXCELLENCY LIEUTENANT-GENERAL

SIR COLIN CAMPBELL,

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief in and over Her Majesty's Province of Nova Scotia, and its Dependencies, &c. &c. &c.

C. Campbell.

WHEREAS, the General Assembly of this Province stands prorogued until Thursday, the 9th July next:

I have thought fit further to prorogue the said General Assembly until Thursday the 10th September next—of which all persons concerned are desired to take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms at Halifax, this 15th day of June, in the third year of Her Majesty's Reign, and in the Year of Our Lord 1840.

By His Excellency's Command,

RUPERT D GEORGE.

GOD SAVE THE QUEEN.

PROCLAMATION.

BY HIS EXCELLENCY LIEUTENANT GENERAL

SIR COLIN CAMPBELL,

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief in and over Her Majesty's Province Nova-Scotia, and its Dependencies, &c. &c. &c.

C. Campbell.

WHEREAS, the General Assembly of this Province stands prorogued until Thursday the 10th September next:

I have thought fit further to prorogue the said General Assembly until Thursday, the 15th October next—of which all persons concerned are desired to take notice and govern themselves accordingly

Given under my Hand and Seal at Arms at Halifax, this 8th day of August, in the third year of Her Majesty's Reign, and in the Year of our Lord 1840.

By His Excellency's Command,

RUPERT D. GEORGE.

GOD SAVE THE QUEEN.



PROCLAMATION.

BY HIS EXCELLENCY LIEUTENANT-GENERAL

SIR COLIN CAMPBELL,

Knight Commander of the Most Honorable Military Order of the Bath, Lieutenant-Governor and Commander in Chief in and over Her Majesty's Province of Nova-Scotca, and its Dependencies, &c. &c. &c.

C. Campbell.

WHEREAS, the General Assembly of this Province stands Prorogued until Thursday the 15th day of October next:

I have thought fit further to prorogue the said General Assembly until Thursday the 12th day of November next—of which all persons concerned are desired to take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms at Halifax, this 26th day of September, in the fourth year of Her Majesty's Reign, and in the year of Our Lord 1840.

By His Excellency's Command,

RUPERT D. GEORGE.

GOD SAVE THE QUEEN.

PROCLAMATION.

BY HIS EXCELLENCY THE RIGHT HONORABLE

LUCIUS BENTINCK,

VISCOUNT FALKLAND,

Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honorable Privy Council, Lieutenant-Governor and Commander in Chief in and over Her Majesty's Province of Nova Scotia, and its Dependencies, &c. &c. &c.

Falkland.

WHEREAS, I have thought fit to Dissolve the General Assembly of this Province which now stands prorogued to Thursday the twelfth day of November next; I do for that purpose, publish this Proclamation, and accordingly, by these presents, do Dissolve the said General Assembly.

And I do hereby notify the Members of the Legislative Council, as well as the Representatives of this Her Majesty's Province, severally, as they are returned from the Counties and Townships, that they are discharged from further attendance on the said General Assembly.

And by these presents, I further declare that I have this day given Orders to issue Writs, in due form, for calling a new General Assembly,—which Writs will bear teste this twenty-first day of October, and be returnable on Wednesday the Twenty-third Day of December next.

Given under my Hand and Seal at Arms at Halifax, this 21st day of October, in the fourth year of Her Majesty's Reign, and in the Year of Our Lord 1840.

By His Excellency's Command,

RUPERT D. GEORGE.

GOD SAVE THE QUEEN.



PROCLAMATION.

BY HIS EXCELLENCY THE RIGHT HONORABLE

LUCIUS BENTINCK,

VISCOUNT FALKLAND,

Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honorable Privy Council, LIEUTENANT-GOVERNOR and Commander in Chief in and over Her Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

Falkland.

WHEREAS the Writs issued for the Election of Members to serve in General Assembly, and which bear teste the Twenty-first day of October last, are made returnable at Halifax on Wednesday the Twenty-third day of the present Month of December :

And whereas, the attendance of the Members chosen or to be chosen for the respective Counties and Townships within the Province, is not required on the said Twenty-third day of December :

I have thought fit to prorogue the Meeting of the General Assembly until Wednesday, the third day of February next, *then to meet for the dispatch of business*—of which the Members of the Legislative Council and House of Assembly, and all persons concerned, are required to take notice and govern themselves accordingly.

Given under my Hand and Seal at Arms at Halifax, this 15th day of December, A. D. 1840, in the fourth year of Her Majesty's Reign.

By His Excellency's Command,

RUPERT D. GEORGE.

GOD SAVE THE QUEEN.

JOURNAL
 OF THE
LEGISLATIVE COUNCIL,
 OF THE
PROVINCE OF NOVA-SCOTIA.

FIRST SESSION OF THE SEVENTEENTH GENERAL ASSEMBLY.

ANNO QUARTO VICTORIAE REGINAE.

AT HALIFAX, IN THE PROVINCE OF NOVA-SCOTIA.

LEGISLATIVE COUNCIL CHAMBER,

Wednesday, 3d February, 1841.

Writs having been issued for a new Election of Representatives to meet in General Assembly, on the 23d day of December, and the said General Assembly having been, by Proclamation, prorogued to this day—the Council met :

P R E S E N T—

<p>The Honourable S. B. Robie, President. The Honourable and Right Reverend the Lord Bishop. The Honourable Peter McNab, Norman F. Uniacke, James W. Johnston, William Lawson, George Smith, Alexander Stewart,</p>	<p>o o o o o o o o o</p>	<p>The Honourable William Rudolf, James Ratchford, J. Leander Starr, M. Tobin, jr. D. McFarlane, John Morton.</p>
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Daniel McFarlane, Esquire, having presented his Mandamus, the same was read—whereupon, Mr. McFarlane took the Oaths, and also took and subscribed the Oath of Abjuration, pursuant to the Statutes—and after giving and receiving salutations to and from the Members present, his seat was assigned to him next to Mr. Tobin.

Mr. McFarlane takes oaths

John Morton, Esquire, having presented his Mandamus, the same was read—whereupon, Mr. Morton took the Oaths, and also took and subscribed the Oath of Abjuration, pursuant to the Statutes—and after giving and receiving salutations to and from the Members present, his seat was assigned him next to Mr. McFarlane.

Mr. Morton takes oaths

At 12 o'clock at noon, His Excellency the Right Honourable Lucius Bentinck, Viscount FALKLAND, Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honourable Privy Council, Lieutenant-Governor and Commander in Chief in and over Her Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c., came to the Council Chamber, attended as usual, and, being seated, the Gentleman Usher of the Black Rod received His Excellency's commands to let the House of Assembly know "It is His Excellency's will and pleasure they attend him immediately in this House," who, being come, the President of this House said,

His Excellency comes to Council Chamber

Gentlemen

H. A. attend

Gentlemen of the Legislative Council ; and Gentlemen of the House of Assembly ;

H. A. directed to
choose a Speaker

I have it in command from His Excellency the Lieutenant-Governor, to inform you that he will defer declaring the causes of calling this General Assembly, until the House of Assembly have elected a Speaker—It is therefore the pleasure of His Excellency that the Gentlemen of the House of Assembly repair to the place where they usually sit, and there elect a Speaker, and present him for His Excellency's approbation.

H. A. retire
Return

The House of Assembly then retired, and, after a short time, having returned, the Hon. S. G. W. Archibald, Member for the County of Colchester, addressed His Excellency as follows:

May it please Your Lordship ;

Mr. Archibald
presents Speaker

The House of Assembly, agreeably to your Lordship's command, have proceeded to the choice of a Speaker, and have elected the Honorable Joseph Howe, Member for the County of Halifax, to that Office, and, by their direction, I beg leave to present him for your Lordship's approbation.

H. E. approves of
Speaker

After which, His Excellency was pleased to say, "I approve of the Speaker which the House of Assembly have chosen."

Then the Speaker of Assembly said,

May it please your Excellency ;

Speaker claims the
usual privileges

Your Excellency's ready approval of the choice which the House of Assembly have made of myself to be their Speaker, emboldens me to hope that in all their future acts they may have the good fortune to secure your Excellency's approbation. It now becomes my duty, in the name of the Representatives of the People, most respectfully to demand all their accustomed rights and privileges, that they may have freedom of speech in their debates—that they and their servants may be free from arrest, during their attendance upon Parliament—that I, as their Speaker, may have free access to your Excellency—and that if, in the discharge of my duties, any errors are committed, they may be attributed by your Excellency to my youth and inexperience, and not to the Body over which I have the honor to preside.

To which His Excellency replied,

Mr. Speaker,

Granted

I most cheerfully grant your requests, conformably to ancient usage, the Laws of the Land, and the Royal Instructions.

H. E. opens Sessi-
on with Speech
H. A. withdraw
H. E. retires
Speech reported

Then His Excellency was pleased to open the Session by a Speech to both Houses.

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

The Honorable the President informed the House that he was in possession of a copy of His Excellency's Speech, which he read, and is as follows :

Mr. President, and Honorable Gentlemen of the Legislative Council ;

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

Speech

I HAVE called you together at the earliest opportunity after the close of the General Election, being desirous of placing myself on the first favorable occasion in direct communication with the Legislature of the Province, the Government of which I have been appointed to administer, because I feel that in my endeavours to discharge faithfully the arduous duties entailed on me by the confidence of my Sovereign, your co-operation and support will be of the utmost importance, and productive of the best results.

I believe it to be indispensable to the prosperity of Nova-Scotia, that a sufficient degree of reciprocal confidence should exist between the three Branches of the Legislature, to insure from each a fair and candid construction of the acts of the other constituent powers, as well as to induce, on the part of those to whom, by the constitution, the exercise of the purely Legislative functions of the Government is specially confided, a disposition to aid the Representative of the Crown in his efforts to give effect to the beneficent intentions of the Queen: to establish and preserve such a feeling of mutual reliance, is therefore

therefore the object of my extreme solicitude, nor have I any other than a sanguine expectation that the course I shall pursue, of maintaining inviolate the Royal Prerogative, the beneficial influence of which on the interests of the subject time has demonstrated, while I conscientiously exert it, whenever my duty to Her Majesty admits of my so doing, in accordance with the wishes of the Community in general: making the authority with which I am invested conducive to the furtherance of measures adapted to draw forth the resources and meet the wants of the Country, my labors to that end being shared by those enjoying the public confidence and best qualified to judge of the public interests, will produce general harmony, and secure to me, from the British Subjects of this Province, that sympathy and assistance which I deem necessary to enable me to do my duty to the Throne, by promoting their welfare, and thereby strengthening those bonds of loyalty and affection to our Sovereign and attachment to the Parent State, by which it is my happiness to feel assured that all Nova-Scotians are now united.

Since your last Meeting it has pleased Divine Providence to bless with Offspring the union of our Gracious Monarch and her august Consort: you will, I am confident, participate in those sentiments of exultation and gratitude, felt by your fellow subjects at Home, at the birth of a Princess Royal, as at an event calculated to add to the stability of the Throne, and contribute to the domestic felicity of our beloved Royal Mistress.

I rejoice to have it in my power to congratulate you on the flourishing state of the Province in general.—It will be found, on reference to Returns which I have directed to be submitted to you, that Trade has progressively increased, and that a proportionate augmentation has taken place in the Revenue, while the thriving condition of the mercantile interest has had an advantageous effect on the Agricultural Districts of the Country.

I have thought it expedient to retain in activity, to the latest period authorized by your Acts, the vessels manned, and fitted out, for the protection of the Fisheries: it will at all times be one of the most interesting and imperative of my duties to unite with you in fostering this important branch of industry, regarding it not only as a source of commercial wealth, but as affording the means of subsistence, and I trust a comfort to a brave, loyal and valuable class of our fellow subjects.

We have to be grateful for a harvest which, if not superabundant, has been at least an average one, and I have the satisfaction to learn from all quarters that the grain, grown, is of very superior quality. I perceive, on referring to the Journals, that you have entered on an enquiry as to the best mode of affording encouragement to the Agriculturist: I shall have much pleasure in contributing to the successful action of any measure you may decide on, as calculated to stimulate the enterprize of the Farmer, lead to a more scientific system of cultivation, and a reward equivalent to his meritorious exertions.

I have to acquaint you that all matters commended to the attention of the Executive, by the Legislature, at the close of the last Session, have been duly cared for, and all correspondence relating thereto will be communicated to both Houses without delay.

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

The Accounts to the 31st December are ready for your inspection. I trust you will find that the money voted by you has been honestly appropriated and judiciously applied to the purposes for which it was granted. The Estimates for the current year will be laid before you; they have been prepared with every attention to economy consistent with a proper regard for the exigencies of the public service.

It is a ground for the indulgence of encouraging anticipations as regards the future, that you enter on your Parliamentary duties with no greater amount of Debt than existed four years ago, while the increase of the Revenue places at your disposal means far more ample than your predecessors enjoyed, both of diminishing this burthen, and of effecting necessary public improvements; of these one of the most essential which we can contemplate is the amelioration of the great Lines of Communication between this port and the eastern and western extremities of the Province. I am convinced you will judge it of the first consequence that these highways should be kept in a proper condition, not only because they are, by the accommodation they afford, a prime source of the welfare of the Agricultural

WEDNESDAY, 3d FEBRUARY, 1841.

tural Classes, and of the internal prosperity of Nova-Scotia, but because it has latterly become a matter of great national interest that the supervision exercised over their management should be an efficient and an active one.

The British Government, ever anxious to facilitate the intercourse between the Mother Country and her trans-atlantic Offspring, after having expended a very large sum in establishing a line of Steam Ships from Liverpool to our Provincial Capital, "in the confident expectation that the Colonies, on their part, would not be unwilling to improve the local communication," has proposed a plan for the more expeditious conveyance of Mails and Passengers between Halifax and Quebec, as well as between Halifax and New Brunswick; I have been instructed to ask your aid in furtherance of this object, and, after the Resolution passed by the House in the last Session, pledging itself with regard to the expenses of the Post Office, and the liberality of the Imperial Parliament, I feel certain the appeal will not be made in vain, but that, as anticipated by the Secretary of State, copies of whose letters will be placed on your table, "the exertions made by Great-Britain for the purpose of keeping up a regular and rapid intercourse between the Countries, will be met by a corresponding feeling on the part of the Colony."

I am enabled, by the assistance of my Council, to offer you a measure conceived with the design of meeting the wishes of the Home Administration, nor do I doubt the readiness with which you will give a favorable reception to this Bill, while I feel certain that you will make such pecuniary provision for keeping the Roads in repair as the public funds will admit of, and as is commensurate with the utility and importance of the end in view.

*Mr. President, and Honourable Gentlemen of the Legislative Council ;
Mr. Speaker, and Gentlemen of the House of Assembly ;*

Among the various subjects which have been brought under my notice, since my arrival in this Colony, the means of more generally diffusing instruction among the people has engaged my most serious attention.

It is deeply to be lamented that, in a country, the population of which is inferior to no other race in physical attributes, and where the necessaries of life are so easily obtained, that a moderate degree of industry raises a man above want, while, by the constitution of society, any one endowed with knowledge and diligence may arrive at the highest social distinction, education should be so difficult of attainment, that the majority of the inhabitants are in consequence deprived of the advantages otherwise open to them by the nature of the institutions under which they live—society itself is retarded in its progress—man's individual happiness marred, and his usefulness in his relations with his fellow creatures impaired by the want of that inestimable blessing. My examination into the working of the system at present established here, has convinced me that this inconvenience is universally felt and generally complained of. While however the extent of the evil is acknowledged by all, a diversity of opinion everywhere prevails as to the mode in which it is to be remedied, each class apprehending having to suffer from the imposition of an undue share of the sacrifice necessary to be made for its removal; the difficulties by which the question is surrounded in consequence of this conflict of opinions, as well as from the local peculiarities of certain Districts, and the variety of religious tenets prevailing in Nova-Scotia, are such as to prevent my being able to propose to you, in the hope of its determination, any measure worthy of adoption.

Your knowledge of the necessities of your several constituencies, and of the different interests of the classes into which they are divided, eminently qualifies you to deliberate on the means of mitigating the privation under which they now suffer, with regard to moral culture, and of bringing about, in this respect, a vast improvement in the condition of the great body of the people in the manner least likely to bear oppressively on any portion of the community.—In recommending to your regard a subject of such momentous interest, I consider it my duty not to withhold the expression of my belief, that any Legislative Act in reference to-it, to be satisfactory in its operation, must be based on the principle of general assessment, while I beg to assure you of my very zealous concurrence in any attempt you may make to ameliorate a state of things which I sincerely deplore.

A Committee of Her Majesty's Council being now engaged in revising the Criminal Law, I trust, on the receipt of the report of that Committee, to have it in my power to offer you a Bill embodying all the necessary improvements.

A matter of great public concern, and which has already been much canvassed, will probably again furnish ground for debate, during the present Session—I allude to the Judiciary of the Province—a declaration by the Legislature of the necessity of a change in this department, and an assertion of the principle on which that change should be founded, would be met on the part of the Executive by a sincere desire to act in concert with the wishes of Parliament.

In addition to the measure relating to the Highways, of which I have already spoken, a Bill for the re-construction of the Court of Marriage and Divorce, and another for the Incorporation of the Town of Halifax, will be submitted for your approbation.

In the preparation of these Acts, every anxiety has been felt, both by myself and by those who have assisted me to frame them, that the provisions therein contained should correspond to the exigencies of Society, as established among us. It will be for you to say whether this purpose has been accomplished, and to determine whether they shall become Law. Although the tranquility and happiness of this Country, to promote which, my best energies will hereafter be devoted, and to which I think these, or some similar enactments, would contribute, are too near my heart for me to disguise my earnest hope that they may be deemed in the main well suited to effect the ends contemplated by those who devised them, I both expect and desire that they should be subjected to the most ample discussion and searching investigation, alike as to their principles and details.

Ordered, That an Address be presented to His Excellency, in answer to his Speech.

Address ordered
Com. to prepare
Address

Ordered, That Mr. Johnston, Mr. Smith, Mr. Rudolf, Mr. McFarlane and Mr. Morton, be a Committee to prepare the said Address.

Mr. Stewart informed the House that, when he was in England, he had applied to the Right Honorable Lord John Russell, Her Majesty's Principal Secretary of State for the Colonies, for such Parliamentary Publications as could be granted to the Legislative Council of this Province, and that, in compliance with this application, several volumes had been forwarded during the recess, which he had caused to be bound, and now presented them to the House.

Mr. Stewart communicates receipt of Parliamentary Publications

Mr. Stewart, the Chairman of the Committee appointed last Session to ascertain the expense of binding the Books sent out to this House by the Secretary of State for the Colonies, reported that the Committee had performed that duty, and ascertained the expense of binding would be Twelve Shillings and Six-pence per volume.

Mr. Stewart reports expense of binding books

A Letter from Mr. Wilkins to the President, apologizing for his absence, was read.

Mr. Wilkins' excuse

On motion made and seconded—the House adjourned until To-morrow, at two o'clock.

Adjourn

Thursday, 4th February, 1841.

The House met pursuant to adjournment.

PRESENT—

The Hon. S. B. Robie, President.

The Honorable Peter McNab,
James W. Johnson,
William Lawson,
George Smith,
Alexander Stewart.

On

The Hon. William Rudolf,
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton.

PRAYERS.

The Minutes of yesterday were read.

THURSDAY and FRIDAY, 4th and 5th FEBRUARY, 1841.

Mr. Cutler's apology A Letter from Mr. Cutler to the President, stating that he could not possibly attend this Session, and requesting the President to obtain leave of absence for him, from His Excellency the Lieutenant-Governor, was read.

Mr Morse's do. A Letter from Mr. Morse to the President, apologizing for his absence, was read.

Address reported Mr. Johnston, the Chairman of the Committee, appointed to prepare an Address to His Excellency the Lieutenant-Governor, in answer to His Speech at the commencement of the Session, reported a draft thereof—which he read in his place.

Read 1st time

Read 2d time *Ordered*, That the Report be received, and the said draft was again read by the Clerk, and it was

Ordered to Com. *Ordered*, That the House be forthwith put into a Committee of the whole, to take the same into consideration.

Committed The House was adjourned during pleasure, and put into a Committee on the said Address.—After some time the House was resumed, and Mr. McNab reported, that the Committee had gone through the said Address, and had made several amendments thereto.

Reported with am. Which amendments being read twice by the Clerk, were agreed to by the House.

Amnts. agreed to *Ordered*, That the said Address be engrossed, and read a third time to-morrow.

Orl. to be Engrossed

Com. of Pub. Accts. A Message was brought from the House of Assembly, by Mr. Whidden, with the following Resolution :
Ordered, That Mr. Forrester, the Hon. Mr. McNab, Mr. Goudge, Mr. Taylor, and Mr. Homer, be a Committee of this House, for the purpose of examining the Public Accounts, jointly, with a Committee of the Legislative Council.

Publications to be procured for House On motion, *ordered*, that the Clerk be directed to procure the Quarterly and Edinburgh Reviews, the London Times, and Morning Chronicle, the Court Calender, the Post Office and General Directory, and the Army and Navy Lists, and the Newspapers of this Province ; also, such Parliamentary Papers, as are from time to time published by Parliament, relating to the British North American Colonies, and include the expense thereof in the Contingent Expenses of this House.

Com. of Pub. Accts. of Council On motion, *resolved*, that Mr. Smith, Mr. Starr, and Mr. Rudolf, be a Committee of this House to join a Committee of the House of Assembly, to examine the Public Accounts, and that the Clerk do acquaint the House of Assembly therewith.

Com. to wait on H. E. to know when he will receive Address On motion, *ordered*, that the Committee who prepared the Address to His Excellency the Lieutenant-Governor, in answer to His Excellency's Speech, at the opening of the Session, be a Committee to wait upon His Excellency, and ascertain when he will receive this House with their Address.

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

Friday, 5th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable The Lord Bishop.	
The Honorable Peter McNab,	§ The Honorable William Rudolf,
James W. Johnston,	§ James Ratchford,
William Lawson,	§ J. Leander Starr,
George Smith,	§ M. Tobin, jr.
Alexander Stewart,	§ D. McFarlane.
	§ John Morton.

PRAYERS.

The Minutes of yesterday were read.

Pursuant

FRIDAY, 5th FEBRUARY, 1841.

Pursuant to the Order of the Day, the Address of this House, in answer to His Excellency's Speech at the commencement of the Session—was read a third time, and passed. Whereupon the President signed the same, and it is as follows:—

Address read 3d
time & passed

TO HIS EXCELLENCY THE RIGHT HONORABLE

LUCIUS BENTINCK,

VISCOUNT FALKLAND,

*Knight Grand Cross of the Guelphic Order, and
Member of Her Majesty's Most Honorable Pri-
vate Council, Lieutenant-Governor and Com-
mander in Chief in and over Her Majesty's
Province of Nova Scotia, and its Dependencies
&c. &c. &c.*

THE ADDRESS OF THE LEGISLATIVE COUNCIL :

May it please your Excellency,

WE, Her Majesty's dutiful and loyal subjects, the Legislative Council of Nova-Scotia, thank Your Excellency for the Speech with which you have been pleased to open the present Session of the General Assembly.

Address

The evidence it affords of Your Excellency's early investigation into subjects of leading importance to the well-being of the Country; of the principles of Government by which Your Excellency, is regulated, and of the co-operation you are ready to give in advancing the prosperity of the country, encourage the anticipation that the Government of the Province, in the hands of a Nobleman of Your Excellency's distinguished family, selected by Her Majesty for the important trust, will not be less marked by honour and impartiality, than by zeal, ability and usefulness.

Believing with Your Excellency, that the best interests of the Country will be promoted by reciprocal confidence among the three branches of the Legislature, we receive with great satisfaction the expression of Your Excellency's extreme solicitude to establish and promote such a feeling of mutual reliance.

On the part of the Legislative Council, it will be our aim, by that candid construction recommended by Your Excellency, of the acts of the other constituent bodies, to promote an object so important, and in every manner to aid the Representative of the Crown in his efforts to give effect to the beneficent intentions of the Queen.

We encourage the confidence that Your Excellency, maintaining inviolate the Royal Prerogative, (the beneficial influence of which, on the interests of the subject, experience has proved,) while yet exerting it, wherever the duty to Her Majesty admits, in accordance with the wishes of the community in general, and making your authority conducive to means adapted to draw forth the resources, and meet the wants of the country, will ensure for Your Excellency's labours the cordial assistance of those enjoying the public confidence, and best qualified to judge of the public interests; and that your Excellency's efforts, thus at once to fulfil the duty owing to the Throne, and to promote the welfare of the people, will produce general harmony, and secure to Your Excellency the sympathy and assistance of Her Majesty's subjects of this Province; thereby strengthening those bonds of loyalty and affection to our Sovereign, and attachment to the Parent State, by which, we are happy to feel assured, Nova Scotians are united.

The Legislative Council of Nova Scotia participates in the sentiments of exultation and gratitude, felt by our fellow subjects at Home, at the Birth of the Princess Royal, as an event calculated to add to the stability of the Throne, and contribute to the domestic felicity of our beloved Royal Mistress.

We are happy to receive Your Excellency's congratulations on the flourishing state of the Province in general, and to be informed that trade has progressively increased, with a proportionate augmentation in the Revenue, and an advantageous effect on the agricultural districts of the country.

We,

FRIDAY, 5th FEBRUARY, 1841.

We thank Your Excellency for having retained in activity, to the latest period, the vessels fitted out for the protection of the fisheries, and for the assurance of Your Excellency's disposition to unite in fostering this important branch of industry, which we concur in regarding as a source of commercial wealth, affording means of subsistence and comfort to a brave loyal, and valuable class of our fellow subjects.

We unite in Your Excellency's expression of gratitude for the harvest of the late season, and thank Your Excellency for your desire to contribute to the success of means calculated to stimulate the enterprise of the farmer, lead to a more scientific system of cultivation, and a reward equivalent to his meritorious exertions; and the Legislative Council will feel those labours well directed, which have in view the elevation of the science and practice of agriculture to the honorable and useful station it merits in this Country.

Your Excellency's assurance of the attention paid to all matters commended to the care of the Executive, by the Legislature, at the close of last Session, is entitled to our best acknowledgment.

We should be wanting in our duty to Your Excellency, to the country, and ourselves, were we to fail to express our gratitude to Your Excellency for the deep interest you have expressed on the subject of Education. We agree with Your Excellency in believing that, while Nova Scotia, as well from the attributes of the people, the circumstances of the country, and the constitution of society, is calculated to derive great and peculiar benefits from the diffusion of Education, it labours under the most serious and extensive privations, from the want of a system at once effective in the instruction afforded, and taking within its operation the whole population.

We agree also with Your Excellency in believing, that no effectual means of obtaining these inestimable blessings will be found, until a system, based on the principle of general assessment, can be established and carried out.

We offer Your Excellency the assurance that (whenever the subject comes before us) we will be prepared to deliberate with the most anxious solicitude on the means best adapted, under all circumstances of the country, for mitigating the privation under which the people suffer, with regard to moral culture, for elevating and extending Education in Nova Scotia, and for bringing about, in this essential particular, the most extensive improvement in the condition of the great body of the people, in the manner least likely to bear oppressively on any portion of the community. And we shall be encouraged, in all our labours, by Your Excellency's promise of zealous concurrence in any attempt the Legislature may make, to ameliorate a state of things which we, in concurrence with Your Excellency, deplore.

The Legislative Council, at a former Session, having given its attention to the amelioration of the criminal law of this Country, by the appointment of a Committee to prepare bills for assimilating this branch of our law with that of England, we shall be happy to give effect to its labours by passing into law the bills proper for embodying the necessary improvements.

Under the conviction that nothing can tend more to the elevation and well being of society than the just and able administration of the laws, we shall also be happy again to take up the consideration of the Judicatory of the Province, and shall do so with an earnest desire to bring our judicial institutions to as high a state of perfection as may be consistent with our condition and circumstances.

The Bill relating to the Highways, the Bill for the re-construction of the Court of Marriage and Divorce, and that for the Incorporation of the Town of Halifax, when submitted to the Legislative Council, shall receive our best attention, and that consideration so justly due to Your Excellency's recommendation. We offer Your Excellency our grateful acknowledgments for the desire you have been pleased to express to promote the tranquility and happiness of the country, by the preparation of measures deemed suited to effect salutary improvements in the institutions of the Province; and Your Excellency may be assured, that it will ever be the sincere desire of the Legislative Council to assist Your Excellency's efforts towards the attainment of these objects, by every means in its power and to render your administration alike gratifying to Your Excellency, and beneficial to the people confided to your care.

On

FRIDAY and MONDAY, 5th and 8th FEBRUARY, 1841.

On motion of Mr. Smith, *resolved*, that the Serjeant at Arms be directed to employ an additional Messenger for the House.

Additional Messenger to be employed

On motion of Mr Stewart, *resolved*, that a Committee be appointed, to cause the Committee Room to be fitted up as a Library—the books recently presented to the Council, to be bound, and to procure proper tables for the accommodation of the Clerks, and the members of this House.

Com. Room to be fitted as Library & books bound

Ordered, That Mr. Stewart, Mr. Starr, and Mr. Tobin, be a Committee for that purpose.

Committee

Mr. Johnston, the Chairman of the Committee appointed to wait upon His Excellency the Lieutenant-Governor, and ascertain when he would receive this House with their Address, reported, that His Excellency had appointed the hour of two o'clock for that purpose.

Com. to wait on H. E. report.

At two of the clock, p. m. the House waited upon His Excellency the Lieutenant-Governor with their Address, and being returned to the Council Chamber, the President informed the House, that His Excellency had been pleased to receive the said Address, and had returned the following reply thereto:

House wait on H. E. with Address

Mr. President and Gentlemen;

I feel much obliged by your Address. It is especially gratifying to me, to find that the Legislative Council of this Province concurs with me in the view I have taken of the all important subject of general Education.

H. E.'s reply

I beg to thank you for the assurance you give me of your willingness to co-operate with me in my endeavours to give effect to the Queen's intentions, and to promote the prosperity of the Country, as well as for the kind expressions you have been pleased to employ towards myself.

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

Adjourn

Monday, 8th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,

MEMBERS

The Honourable James Ratchford,
J. Leander Starr,
M. Tobin, junr.
D. McFarlane,
John Morton.

PRAYERS.

The Minutes of Friday were read.

On motion of Mr. Stewart, *resolved*, that Mr. Ritchie, the Law Clerk of this House, have leave to attend at the Bar of the House of Assembly, as Counsel, for Alexander Primrose, Esquire.

Leave to Law Clerk to attend at Bar of H. A.

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Adjourn

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Tuesday,

TUESDAY, 9th FEBRUARY, 1841.

Tuesday, 9th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Hon. S. B. Robie, President.

The Right Reverend and Honourable the Lord Bishop.

The Honourable Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,

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The Honourable Lewis M. Wilkins, jr.
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane.
John Morton.

PRAYERS.

The Minutes of yesterday were read.

Petition of National School

The Lord Bishop brought up the Petition of the Rev. Robert Willis, D. D. and others, Trustees of the National School, praying aid to that Institution, which was read, and ordered to lie on the Table.

Com. of Privileges

Ordered, That Mr. Wilkins, Mr. Rudolf, Mr. Smith, Mr. McFarlane and Mr. Morton, be a Committee of Privileges.

Pet. of A. Henderson

Mr. Morton brought up the Petition of Andrew Henderson, praying aid to the Albion Academy near Annapolis, which was read, and ordered to lie on the Table.

Message from H. E. with Despatches

Mr. Johnston informed the House that he was commanded by His Excellency the Lieutenant-Governor, to lay before the House the following Despatches and Papers—that he had received them yesterday just after the adjournment of the House.

(Circular.)

Downing-Street, 23d November, 1840.

My Lord

Despatch communicating birth of Princess

I have the honor to acquaint your Lordship, that on the 21st inst. at ten minutes before 2 o'clock, p. m., the Queen was safely delivered of an Infant Princess.

By the blessing of Divine Providence Her Majesty's recovery has advanced, without interruption, in the most satisfactory manner.

I have, &c.

(Signed)

J. RUSSELL.

The Right Hon. Viscount Falkland, &c. &c. &c.

Also, a Despatch from Lord John Russell, No. 33, dated 9th February, 1840, respecting the Acts for incorporating Marine Insurance Companies in Halifax; concerning Goods exported, and for granting Drawbacks; and for granting a Bounty on Chocolate.

Also, an order of the Queen, in Council, approving of eight Acts, passed in 1839, dated 5th March, 1840.

Also, a Despatch from Lord John Russell, No. 43, 27th April, 1840, acknowledging the Address of the Governor, Council and Assembly, on the Queen's Marriage.

Also, a Despatch of Lord John Russell, No. 44, 28th April, 1840, acknowledging the receipt of the Resolution of the Legislative Council, thanking him for a complete set of the Journals of the Commons.

Also, a Despatch of Lord John Russell, No. 45, 29th April, 1840, in reply to the Address of the Legislative Council, relative to School Lands.

Also, a Despatch from Lord John Russell, No. 55, 26th June, 1840, relating to four Acts, passed in the last Session, for incorporating the Trustees of Queen's College; relating to the Miré Grant; for granting a Drawback on Foreign Wheat Flour; for appointing a new Board of Governors for Dalhousie College.

Also

TUESDAY, 9th FEBRUARY, 1841.

Also, an order of the Queen, in Council, 15th June, 1840, confirming the Quadrennial Bill.

Also, a Despatch from Lord John Russell, No. 56, 18th June, 1840, in reply to the Address of the Council and Assembly, relative to the Timber Deck Load Law.

Also, an order of the Queen, in Council, 3d October, 1840, approving of various Acts passed in the last Session.

Also, a Despatch from Lord John Russell, No. 16, 17th November, 1840, relative to Mr. Cunard's Tender, for running Mail Coaches between Halifax and Pictou.

Also, a Despatch of Lord John Russell, No. 14, 8th Nov. 1840, relative to the measures in progress, for allowing the Trade between Nova Scotia and New Brunswick, in articles the produce of either Province to be carried on under coasting regulations.

Also, an Order of the Queen in Council, of December, confirming various Acts, passed in the last Session.

Also, Despatches from Lord John Russell, 24th Aug. and 23rd. Dec. 1840, relative to the improvement of the Main Routes of Communication.

The said Despatches and Papers were read, and ordered to lie on the Table.

(For Despatches and Papers, vide Appendix, No. 1, to No. 13.)

On motion of Mr. Starr, *resolved*, that a Committee be appointed to draw up an Address to Her Majesty, congratulating Her Majesty on the auspicious event of the Birth of a Princess Royal. Address to H. M. on birth of Princess

Ordered, That Mr. Starr, Mr. Lawson, and Mr. Wilkins be a Committee to prepare the said Address. Committee

On motion of Mr. Stewart, *resolved*, that the Despatch from the Right Honorable the Secretary of State for the Colonies to His Excellency the Lieutenant Governor, dated 24th August, 1840, relative to the improvement of the Mail Routes, with its inclosures, be referred to a Select Committee, to examine and report upon. Despatch on Mail Routes ref. to Sel. Com.

Ordered, That Mr. Stewart, Mr. Tobin, and Mr. Smith, be a Committee for that purpose. Committee

Resolved, That a Conference be desired with the House of Assembly, by Committee, on the general State of the Province. Conference on gen. state of Province to ask H. A. to join in Address to H. M. on birth of Princess

Resolved, That, at such Conference, the Committee of this House do request the House of Assembly to join this House in an Address to Her Majesty, congratulating Her Majesty upon the auspicious event of the Birth of the Princess Royal—and that the House of Assembly will appoint a Committee to join the Committee of this House for preparing such Address.

A Message was brought from the House of Assembly by Mr. Whidden, To inform the House, that the House of Assembly agreed to the Conference, desired by this House. Agreed to

Ordered, That the Committee of this House, appointed to draw up the Address to Her Majesty, be a Committee to manage the said Conference. Committee

And the Managers went to the Conference, and being returned, Mr. Starr reported, that the Committee had held the said Conference, and that he had communicated his Instructions to the Committee of the House of Assembly. Report

Mr. Stewart, by His Excellency's command, laid before the House the Provincial Treasurer's Accounts, for the year 1840. Treasurers Accts laid before House Ref. to Com. on Public Accounts

Ordered, That they be referred to the Committee, to examine the Public Accounts.

A Message was brought from the House of Assembly, by Mr. Whidden. To inform the House, that the House of Assembly, desired a further Conference with this House, by Committee, on the General State of the Province. Further Conference asked by H. A.

Ordered, That the said Conference be agreed to, and a Message was sent to the House of Assembly, to acquaint them therewith. Agreed to

Ordered, That the Committee who managed the last Conference do manage the present Conference. Committee

And

TUESDAY and THURSDAY, 9th and 11th FEBRUARY, 1841.

Report

And the Managers went to the Conference, and being returned, Mr. Starr reported that the Committee had held the said Conference, and that the Chairman of the Committee of the House of Assembly had delivered to him the following written paper :

In the House of Assembly, 9th February, 1841.

On motion of Mr. Young, *resolved*, that this House do join the Legislative Council in an Address to Her Majesty, congratulating Her Majesty upon the auspicious event of the birth of the Princess Royal.

Ordered, That the Committee, who managed the Conference, be a Committee to join the Committee of the Council in preparing said Address.

Ordered, That a further Conference be desired by Committee, with the Council, on the subject of the last Conference, and that the same Committee of this House do manage such Conference, and communicate the foregoing Resolution and Order to the Committee of the Council.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at 2 o'clock.

Wednesday, 10th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Honorable Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,

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The Honorable Lewis M. Wilkins, jr.
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane.
John Morton.

PRAYERS.

The Minutes of yesterday were read.

President mentions
H. E.'s wish to join
in Address to H. M.

The President informed the House that he had communicated to His Excellency, that a Committee of this House and of the House of Assembly, had been appointed to draw up a Joint Address of Congratulation to Her Majesty, on the birth of a Princess Royal, and His Excellency had expressed himself desirous of joining the other Branches of the Legislature in the said Address.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at 2 o'clock.

Thursday, 11th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Norman F. Uniacke,
James W. Johnston,
William Rudolf,
James S. Morse,

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The Honourable James Ratchford,
D. McFarlane,
John Morton.

PRAYERS.

The Minutes of yesterday were read.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at two o'clock.

Friday,

Friday, 12th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable and Right Reverend the Lord Bishop.

The Honourable Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

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The Honourable James S. Morse,
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton.

PRAYERS.

The Minutes of yesterday were read.

On motion of Mr. Wilkins, *resolved*, that it be the Order of the Day for Wednesday next for this House to be put into a Committee of the whole House on the General State of the Province. Genl. State of Province made Order of Day

On motion, *resolved*, that the Despatches and Papers laid on the Table, by the command of His Excellency, relating to Lands appropriated for the use of Schools, be referred to a Committee of this House to report upon. Com. on School Lands

Resolved, That Mr. Johnston, Mr. Wilkins and Mr. Tobin, be a Committee for that purpose. Committee

Whereas, a daily communication between Halifax and St. John, New Brunswick, would be productive of much advantage, both to the Government and the Inhabitants of this and the neighbouring Province: Com. to enquire into daily Communication with St. John N. B.

Resolved therefore, that a Committee be appointed to ascertain the practicability and best mode of carrying into effect such object, and to report thereon to this House.

Ordered, That Mr. Morton, Mr. Ratchford, Mr. Starr, Mr. Rudolf and Mr. Wilkins, be a Committee for this purpose. Committee

On motion made and seconded—the House adjourned until Monday, at two o'clock. Adjourn

Monday, 15th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

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The Honourable James S. Morse,
J. Leander Starr,
M. Tobin, junr.
D. McFarlane,
John Morton.

PRAYERS.

The Minutes of Friday were read.

Mr. Starr, the Chairman of the Committee of this House, appointed to join a Committee of the House of Assembly in preparing an Address congratulating Her Majesty on the auspicious event of the birth of a Princess Royal, reported that the joint Committee had prepared such Address, which they had communicated to His Excellency the Lieutenant-Governor, who had been pleased to approve of the same, and which he read in his place, and afterwards delivered it to the Clerk, who read the same as follows: Address to H. M. on birth of Princess Royal reported

MONDAY, 15th FEBRUARY, 1841.

TO THE THE QUEEN'S MOST EXCELLENT MAJESTY.

Address

The Joint Address of His Excellency the Right Honorable Lucius Bentinck VISCOUNT FALKLAND, G. C. H. Lieutenant-Governor and Commander in Chief, in and over the Province of Nova-Scotia, and its Dependencies, &c. &c. &c.—of the Honorable the Legislative Council of the said Province—and of the House of Assembly of the said Province, in their several Legislative capacities, now convened in General Assembly at Halifax.

MAY IT PLEASE YOUR MAJESTY :

We, the Lieutenant-Governor, Legislative Council and House of Assembly, now convened in General Assembly, affectionately attached to Your Royal Person and Government, most humbly and respectfully beg leave to present to Your Majesty our cordial congratulations on the Birth of a Princess Royal, assuring Your Majesty that, although the intelligence of that auspicious event has diffused happiness throughout the whole circle of Your Majesty's Dominions, in no portion of those Dominions has it been welcomed with more delight and enthusiasm than in Your Majesty's Loyal Province of Nova-Scotia.

That the Sceptre, in Your Royal Hands, may be long swayed by Your Majesty over the Subjects of Your extensive Empire, ever acknowledging with willing hearts its mild and benignant influence, and enhancing, by the exhibition of their own contentment and happiness, the domestic felicity of Your Majesty and Your August Consort—and that our most remote posterity may be ruled by a Monarch of Your illustrious line, is our most sincere and fervent prayer.

Resolved, That this House do agree to the Address congratulating Her Majesty on the birth of the Princess Royal.

Ordered, That the same Committee of this House who joined in preparing said Address, be a Committee to join a Committee of the House of Assembly, to wait upon His Excellency the Lieutenant-Governor therewith.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bills :

A Bill, entitled, An Act to amend an Act for Incorporating the Trustees of the Queen's College at Horton.

A Bill, entitled, An Act to authorize the appointment of a new Board of Governors of the Dalhousie College at Halifax.

A Bill, entitled, An Act for improving the Administration of Justice in Criminal Cases in this Province.

A Bill, entitled, An Act to amend the Law relating to burning or destroying Buildings and Ships.

To which Bills they desired the concurrence of this House.

The said Bills were read a first time.

Ordered, That the said Bills be read a second time at a future day.

The Messenger also informed the House, that the House of Assembly desired a further Conference with this House, by Committee, on the subject of the Address, congratulating Her Majesty on the birth of a Princess Royal.

Resolved, That the said Conference be agreed to, and a Message was sent to the House of Assembly by the Clerk, to acquaint them therewith.

Ordered, That the Committee who managed the last Conference do manage the present Conference.

And the Managers went to the Conference, and being returned, Mr. Starr reported, that the Committee had held the said Conference, and that the Chairman of the Committee of the House of Assembly had delivered to him the following written paper :

In the House of Assembly, 13th February, 1841.

Resolved, That this House agree to the Address, congratulating Her Majesty on the birth of the Princess Royal.

Ordered.

Received and adopted
Com. to present to
to H. E.

Queen's College

Dalhousie College

Criminal Justice

Burning Buildings
& Ships

Read 1st time

Com. on Address
to H. M. on Birth
of Princess Royal
asked by H. A.

Agreed to

Committee

Report

MONDAY and TUESDAY, 15th and 16th FEBRUARY, 1841.

Ordered, That the same Committee of this House, who joined in preparing said Address, be a Committee to join a Committee of the Council, to wait upon His Excellency the Lieutenant-Governor therewith.

JOHN WHIDDEN, Clerk.

Mr. Stewart, by His Excellency's command, laid before the House the Estimate for the year 1841; and also, a copy of an additional Instruction to His Excellency the Governor General, relative to the rank and precedence of the Members of the Legislative Council in this Province. Estimate for 1841
Additional instructions rel. to precedence of Council laid before House

The said Estimate and Instruction were read, and ordered to lie on the Table.

(For Estimate, vide Appendix No. 14.)

(For Instruction, vide Appendix No. 15.)

A Letter from Mr. Bond to the President, requesting leave of absence for the Session, was read, Leave of absence to Mr. Bond

And, on motion resolved, that Mr. Bond have leave of absence.

A Letter from Mr. Cutler to the President, requesting leave of absence for the Session, was read, Leave of absence to Mr. Cutler

And, on motion resolved, that Mr. Cutler have leave of absence.

On motion, resolved, that a further Conference be desired with the House of Assembly, by Committee, on the subject of the last Conference, and a Message was sent to the House of Assembly by the Clerk to desire such Conference. Further Conference on Address to H. M. asked by Com.

A Message was brought from the House of Assembly by Mr. Whidden, To inform this House, that the House of Assembly agreed to the Conference desired by this House. Agreed to

Ordered, That the Committee who managed the last Conference do manage the present Conference; and that the Committee of this House do inform the Committee of the House of Assembly that this House have agreed to the Address reported from the joint Committee, congratulating Her Majesty on the birth of a Princess Royal, and have appointed the same Committee to join a Committee of the House of Assembly to present the same to His Excellency the Lieutenant-Governor. Committee

And the Managers went to the Conference, and being returned, Mr. Starr reported, that the Committee had held the said Conference, and that he had communicated his Instructions to the Committee of the House of Assembly. Report

On motion made and seconded—the House adjourned until To-morrow, at two o'clock. Adjourn

Tuesday, 16th February, 1841.

The House met pursuant to adjournment.

PRESENT—

The Honorable S. B. Robie, President.

The Honorable James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

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The Honorable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane.
John Morton.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act to amend an Act for Incorporating the Trustees of the Queen's College at Horton; also, Queen's College

TUESDAY and WEDNESDAY, 16th and 17th FEBRUARY, 1841.

Dalhousie College
Justice in Criminal cases
Burning Buildings & Ships
Read 2d time & Ord. to Com.
Com. on Admiralty Court.
Committee
Adjourn

A Bill, entitled, An Act to authorize the appointment of a new Board of Governors of the Dalhousie College at Halifax; also,
A Bill, entitled, An Act for improving the Administration of Justice in Criminal Cases in this Province; also,
A Bill, entitled, An Act to amend the Law relating to burning or destroying Buildings and Ships,
Were read a second time.
Ordered, That the said Bills be committed to a Committee of the whole House, at a future day.
Resolved, That a Committee be appointed to enquire into the jurisdiction, practice and proceedings, of the Court of Admiralty, in this Province, with power to send for persons, papers and records, and that the said Committee do proceed in the matter with all convenient dispatch.
Ordered, That Mr. Starr, Mr. Tobin, Mr. Smith, Mr. Rudolf and Mr. Wilkins, be a Committee for that purpose.
On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Wednesday, 17th February, 1841.

The House met pursuant to adjournment.

P R E S E N T —

The Honourable S. B. Robie, President.

The Right Reverend and Honourable the Lord Bishop.	
The Honourable James W. Johnston,	The Honourable James S. Morse,
William Lawson,	James Ratchford,
George Smith,	J. Leander Starr,
Alexander Stewart,	M. Tobin, jr.
William Rudolf,	D. McFarlane,
Lewis M. Wilkins, jr.	John Morton.

PRAYERS.

The Minutes of yesterday were read.
Mr. Starr, the Chairman of the Committee of this House, appointed to join a Committee of the House of Assembly, to wait upon His Excellency the Lieutenant-Governor with the joint Address of His Excellency, this House, and the House of Assembly, to Her Majesty, congratulating Her Majesty upon the birth of a Princess Royal, reported that the Committee had waited upon His Excellency, and that, as Chairman of the Committee of this House, he had presented the said Address to His Excellency, who had signed the same, and had been pleased to state he would forward the same to the Right Honorable the Secretary of State for the Colonies, to be laid at the foot of the Throne.

Com. to present Address to H. M. on birth of Princess Report

Com on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. Rudolf reported that the Committee had made some progress, and had directed him to ask leave to sit again, which was granted. The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to authorize the appointment of a new Board of Governors of the Dalhousie College at Halifax, and had agreed to the same without any amendment.
Ordered, That the said Bill be read a third time, at a future day.
The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to amend an Act for Incorporating the Trustees of the Queen's College at Horton, and had made several amendments thereto.
Which amendments being read twice by the Clerk, were agreed to by the House.
Ordered, That the said Bill and amendments be read a third time, at a future day.

Report Dalhousie College Bill without am.
Ord. to be read 3d time
Report Queen's College Bill without amendment
Amendment: agreed to
Ordered to be read 3d time

The

WEDNESDAY and THURSDAY, 17th and 18th FEBRUARY, 1841.

The Order of the Day being read, for the House to be put into a Committee of the whole House on the General State of the Province,

Order of Day
House in Com. on
Genl. State of Pro-
vince

On motion, *resolved*, that the House be adjourned, during pleasure, and put into a Committee of the whole House on the General State of the Province.—After some time the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bills:

A Bill, entitled, An Act for amending the Law relative to offences against the Person.

A Bill, entitled, An Act concerning the Registrars of Deeds throughout this Province.

To which Bills they desired the concurrence of this House.

The said Bills were read a first time.

Ordered, That the said Bills be read a second time, at a future day.

Offences against
the Person
Registrars of Deeds
read 1st time

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Adjourn

Thursday, 18th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

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The Honourable James S. Morse,
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

The Honourable Sir Rupert D. George, Baronet, the Secretary of the Province, informed the House that he was commanded by His Excellency the Lieutenant-Governor to deliver to the House the following written Message, signed by His Excellency.

Message from H.
E. notifying appoint-
ment of Mr. Bell

M E S S A G E.

The Lieutenant-Governor informs the Legislative Council that, acting under the authority of Her Majesty, he has nominated Hugh Bell, Esquire, of Halifax, to be, provisionally, a Member of their Honorable Body.

Message

(Signed) FALKLAND.

Government-House, 18th February, 1841.

The said Message was read, and ordered to lie on the Table.

Hugh Bell, Esquire, was introduced by Mr. Uniacke and Mr. Stewart, and having taken the Oaths, and also taken and subscribed the Oath of Abjuration, pursuant to the Statutes, and after giving and receiving salutations to and from the Members present, his seat was assigned to him next to Mr. Morton.

Mr. Bell introduced
& takes oaths

A Bill, entitled, An Act for amending the Law relative to offences against the Person, was read a second time.

Offences against the
Person Bill read 2d
time and
Ord. to Com.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

A Bill, entitled, An Act concerning the Registrars of Deeds throughout this Province, was read a second time.

Registrars of Deeds
Bill read 2d time
and ref. to Select
Committee

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Ordered,

THURSDAY, 18th FEBRUARY, 1841.

	<i>Ordered</i> , That the said Bill be referred to a Select Committee, to examine and report upon.
Committee	<i>Ordered</i> , That Mr. Uniacke, Mr. Smith, Mr. Rudolf, Mr. Starr and Mr. McFarlane, be a Committee for that purpose.
Dalhousie College Bill read 3d time	A Bill, entitled, An Act to authorize the appointment of a new Board of Governors of the Dalhousie College at Halifax, was read a third time, and the question was put by the President, Whether this Bill shall pass? It was resolved in the affirmative.
Agreed to and sent to H. A.	A Message was sent to the House of Assembly, by the Clerk, To return the said Bill, and acquaint them that this House have agreed to the said Bill without any amendment.
Queen's College Bill read 3d time	A Bill, entitled, An Act to amend an Act for Incorporating the Trustees of the Queen's College at Horton, was read a third time, and the question was put by the President, Whether this Bill, with the amendments, shall pass? It was resolved in the affirmative,
Agreed to and sent to H. A.	A Message was sent to the House of Assembly, by the Clerk, To return the said Bill, and acquaint them that this House have agreed to the said Bill with amendments, to which amendments their concurrence is desired.
Leave to Law Clerk to attend before Committee of H. A.	On motion of Mr. Stewart, <i>ordered</i> , that Mr. Ritchie, the Law Clerk of this House, have leave to attend before a Committee of the House of Assembly, as Counsel, for Stephen S. Thorne, Esquire.
Petition of Walton Mills Company	Mr. Johnston brought up the Petition of the President and Directors of the Walton Plaster and Mills Company, praying this House to pass an Act to enable them to borrow money, which was read, and ordered to lie on the Table.
Petite Plaister Bill presented and read 1st time and Ref. to Sel. Com.	Mr. Johnston presented a Bill in addition to, and amendment of, an Act, entitled, An Act to Incorporate the Petite Plaister and Mills Company, and the Acts passed in amendment thereof—which was read a first time. <i>Ordered</i> , That the said Bill be referred to a Select Committee, to examine and report upon.
Committee	<i>Ordered</i> , That Mr. Ratchford, Mr. Tobin and Mr. Bell, be a Committee for that purpose.
Pet. of Trustees of Annapolis Academy	Mr. Johnston brought up the Petition of the Trustees of the Annapolis Academy, praying aid to that Institution, which was read, and ordered to lie on the Table.
Pet. of T. Harding and al. of Baptist Association	Mr. Johnston brought up the Petition of Theodore Harding and others, Ministers and Messengers composing the Nova-Scotia Baptist Association, relative to the more general diffusion of Education, which was read, and ordered to lie on the Table.
Com. on Gen. State of Province	On motion, the House was adjourned, during pleasure, and put into a Committee of the whole House on the General State of the Province.—After some time, the House was resumed, and Mr. Rudolf reported that the Committee had made some progress. A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bills:
Robbery	A Bill, entitled, An Act to amend the Laws relating to Robbery, Burglary and Larceny.
Lottery	A Bill, entitled, An Act for the suppression of Lotteries.
Gas Light and Water Company.	A Bill, entitled, An Act to amend the Act to Incorporate the Halifax Gas Light and Water Company.
Poors' Rates Pictou Bills	A Bill, entitled, An Act respecting the number of Assessors of Poors' Rates for Pictou, To which Bills they desired the concurrence of this House.
Adjourn	On motion made and seconded—the House adjourned until To-morrow, at two o'clock..

Friday,

Friday, 19th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

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The Honourable James S. Morse,
James Ratchford,
J. Leander Starr,
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act to amend the Laws relating to Robbery, Burglary and Larceny ; Robbery also,

A Bill, entitled, An Act for the Suppression of Lotteries ; also, Lottery and

A Bill, entitled, An Act respecting the number of Assessors of Poors' Rates of Pictou, Poors' Rates Pictou
were read a first time. Bills read 1st time

Ordered, That the said Bills be read a second time at a future day.

A Bill, entitled, An Act to amend the Act to Incorporate the Halifax Gas Light and Wa- Gas Light Bill read
ter Company, was read a first time. 1st time and

Ordered, That the said Bill be referred to a Select Committee to examine and report upon. Ref. to Sel. Com.

Ordered, That Mr. Starr, Mr. Morton and Mr. Bell, be a Committee for that purpose. Committee

On motion of Mr. Wilkins, ordered, that

A Bill, entitled, An Act for amending the Law relative to Offences against the Person ; Criminal Law Bills
also, ref. to Sel. Com.

A Bill, entitled, An Act to amend the Law relating to burning or destroying Buildings and Ships ; also,

A Bill, entitled, An Act for improving the Administration of Justice in Criminal Cases in this Province—be referred to a Select Committee to examine and report upon.

Ordered, That Mr. Wilkins, Mr. Johnston and Mr. Stewart, be a Committee for that purpose. Committee

On motion, the House was adjourned, during pleasure, and put into a Committee of the whole House for the further consideration of the General State of the Province. After some time the House was resumed, and Mr. Rudolf reported that the Committee had gone through the business referred to them. Com. on Gen. State of Province

A Message was brought from the House of Assembly by Mr. Whidden,

To inform the House that the House of Assembly agreed to the amendments proposed by this House to a Bill, entitled, An Act to amend an Act for Incorporating the Trustees of the Queen's College at Horton. Message from H. A. agreeing to am. to Queen's College Bill

Also, with the following Bills :

A Bill, entitled, An Act to revive and continue the Acts for affording relief to Co-partners, in certain cases. Copartners

A Bill, entitled, An Act to continue the Act to amend the Act to Incorporate sundry persons by the name of the President, Directors and Company, of the Bank of Nova-Scotia. Bank of Nova Scotia

A Bill, entitled, An Act to continue the Act to enable the Inhabitants of the Town of Lunenburg to procure a Fire Engine, with other utensils and materials, necessary for extinguishing Fires. Fire Engine Lunenburg

A Bill, entitled, An Act to continue the Acts for appointing Supervisors to take charge of Public Grounds, and for other purposes. Supervisors of Public Grounds

FRIDAY, 19th FEBRUARY, 1841.

Fishermen's Nets	A Bill, entitled, An Act to continue the Act to prevent damage to the Nets of Fishermen, by Coasting Vessels.
Wickwire Dike	A Bill, entitled, An Act to continue the Act relative to the assessment of Dyke Rates for the new or Wickwire Dyke in Horton.
Survey of Timber	A Bill, entitled, An Act to continue the Act to regulate the survey of Timber and Lumber, and to repeal certain Acts now in force.
Settlement of Poor	A Bill, entitled, An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.
Fishery Shubenacadie	A Bill, entitled, An Act to continue the Act for regulating the Fishery in the River Shubenacadie.
Fisheries Lunenburg	A Bill, entitled, An Act to continue the Act to prevent Injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction.
Billeting Troops	A Bill, entitled, An Act to continue the Act, entitled, An Act to provide for the accommodation and billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.
Sable Island	A Bill, entitled, An Act to continue the Act for the better regulation of Sable Island, in this Province.
Killing of Bears, &c.	A Bill, entitled, An Act to continue the Act to encourage the killing of Bears, Loup Cerviers, and Wild Cats.
Writs of Attachment	A Bill, entitled, An Act to continue the Act to restrain the issuing of Writs of Attachment in certain cases.
Stealing of Dogs, &c.	A Bill, entitled, An Act to continue the Act to make the stealing of Dogs, Beasts and Birds, Larceny.
Guysborough rear Roads	A Bill, entitled, An Act to continue the Act to enable the Proprietors of Land in the rear Blocks or Divisions of Land in the Township of Guysborough, to open Roads through the same.
Sea Manure Queen's County	A Bill, entitled, An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County, to make regulations for the gathering of Sea Manure in the said County.
Pictou Poor's rates	A Bill, entitled, An Act to continue the Act respecting the Collection of Poores' Rates of Pictou.
Sydney Pilotage	A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, and the Acts in amendment thereof.
Pugwash Harbor	A Bill, entitled, An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash.
Marriage Licenses Cape Breton Act	A Bill, entitled, An Act to continue the Act relating to Marriage Licenses.
Halifax Public School	A Bill, entitled, An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.
Summary Trials	A Bill, entitled, An Act to amend an Act for establishing a Public School in the Town of Halifax.
Landings King's County	A Bill, entitled, An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.
Importation of Cattle	A Bill, entitled, An Act to continue the Act to regulate certain Landings in the County of King's County.
Harbour Master Bridgeport	A Bill, entitled, An Act to continue the Act to encourage the Importation of improved breeds of Cattle into this Province.
Sale of Coals	A Bill, entitled, An Act to continue the Act for establishing a Harbour Master at Bridgeport, in the Island of Cape-Breton.
Nuisances in River	A Bill, entitled, An Act to authorise the sale of Coals by Weight.
	A Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.
Read 1st time	To which Bills they desired the concurrence of this House. The said Bills were read a first time. <i>Ordered</i> , That the said Bills be read a second time, at a future day.

Mr.

Mr. Stewart, by His Excellency the Lieutenant-Governor's command, laid before the House the Blue Book for 1839—which was ordered to lie on the Table. Blue Book laid before House

(For Blue Book, vide Appendix, No. 16.)

Mr. Stewart, by His Excellency's command, also laid before the House an Account of the Casual and Territorial Revenue for year 1840—which was read, and ordered to lie on the Table. Acct. Casual Revenue laid before House

(For Account, vide Appendix No. 17.)

Mr. Stewart, by His Excellency's command, laid before the House an Abstract of Returns of Combined Common and Grammar Schools for the year 1840; also an Abstract of Returns of Common Schools for the year 1840—which were ordered to lie on the Table. School Returns laid before House

(For Returns, vide Appendix Nos. 18 and 19.)

Mr. Starr, the Chairman of the Committee to whom was referred the Bill, entitled, An Act to amend the Act to Incorporate the Halifax Gas Light and Water Company, reported that they had had the said Bill under consideration, and had had before them the Secretary of the said Company, and obtained the fullest information respecting the progress of the said Company, and that the allegations stated in the said Bill were correct, and recommended that the Bill be concurred in. Committee on Gas Light Bill report

A Bill, entitled, An Act to amend an Act for Incorporating the Trustees of the Queen's College at Horton, was read as amended, and the question was put by the President, Whether this Bill, as amended, shall pass? Queen's College Bill finally passed
It was resolved in the affirmative.

On motion made and seconded—the House adjourned until Monday, at one o'clock. Adjourn

Monday, 22d February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Honorable Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

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The Honorable James S. Morse,
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of Friday were read.

The following Bills, viz :

A Bill, entitled, An Act to continue the Act to amend the Act to Incorporate sundry persons by the name of the President, Directors and Company, of the Bank of Nova-Scotia. Nova Scotia Bank

A Bill, entitled, An Act to continue the Act to enable the Inhabitants of the Town of Lunenburg to procure a Fire Engine, with other Utensils and Materials, necessary for extinguishing Fires. Lunenburg Fire Engine

A Bill, entitled, An Act to continue the Acts for appointing Supervisors to take charge of Public Grounds, and for other purposes. Supervisors of Public Grounds

A Bill, entitled, An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels. Nets of Fishermen

A Bill, entitled, An Act to continue the Act relative to the assessment of Dyke Rates for the New or Wickwire Dyke in Horton. Wickwire Dyke Rates

A Bill, entitled, An Act to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force. Timber and Lumber

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Settlement of Poor	A Bill, entitled, An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.
Fishery Shubenacadie	A Bill, entitled, An Act to continue the Act for regulating the Fishery in the River Shubenacadie.
Fisheries Lunenburg	A Bill, entitled, An Act to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg by Mill Dams or any other obstruction.
Billetting Troops	A Bill, entitled, An Act to continue the Act, entitled, An Act to provide for the Accommodation and Billetting of His Majesty's Troops or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.
Sable Island	A Bill, entitled, An Act to continue the Act for the better regulation of Sable Island, in this Province.
Killing of Bears, &c.	A Bill, entitled, An Act to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats.
Writs of Attachment	A Bill, entitled, An Act to continue the Act to restrain the issuing Writs of Attachment in certain cases.
Stealing of Dogs, &c.	A Bill, entitled, An Act to continue the Act to make the stealing of Dogs, Beasts and Birds, Larceny.
Guysborough rear Roads	A Bill, entitled, An Act to continue the Act to enable the Proprietors of Land, in the rear blocks or divisions of Land, in the Township of Guysborough, to open Roads through the same.
Sea Manure Queen's County	A Bill, entitled, An Act to continue the Act to authorise the Sessions of the Peace, for the County of Queen's County, to make regulations for the gathering of Sea Manure, in the said County.
Pictou Poor's rates	A Bill, entitled, An Act to continue the Act respecting the collection of Poores' Rates of Pictou.
Sydney Pilotage	A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape Breton, and the Acts in amendment thereof.
Pugwash Harbor	A Bill, entitled, An Act to continue the Act to preserve and regulate the Navigation of the Harbor of Pugwash.
Marriage Licenses Cape Breton Act	A Bill, entitled, An Act to continue the Act relating to Marriage Licences.
Halifax Grammar School	A Bill, entitled, An Act to continue the Act in amendment of an Act made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape Breton.
Summary Trials	A Bill, entitled, An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.
Landings in King's County	A Bill, entitled, An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.
Importation of Cattle	A Bill, entitled, An Act to continue the Act to regulate certain Landings in the County of Kings County.
Harbour Master Bridgeport	A Bill, entitled, An Act to continue the Act to encourage the importation of improved breeds of Cattle into this Province.
Sale of Coals by Weight	A Bill, entitled, An Act to continue the Act for establishing a Harbor Master at Bridgeport, in the Island of Cape Breton.
River Nuisances	A Bill, entitled, An Act to continue the Act to authorize the Sale of Coals by weight.
Read 2d time and Ord. to Com.	A Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances, by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.
Copartners	Were read a second time. <i>Ordered,</i> That the said Bills be committed to a Committee of the whole House, at a future day.
Lotteries and Poores' Rates Pictou	A Bill, entitled, An Act to revive and continue the Acts for affording relief to Co-partners, in certain cases; also,
Bills read 2d time	A Bill, entitled, An Act for the suppression of Lotteries; also, A Bill, entitled, An Act respecting the number of Assessors of Poores' Rates for Pictou, Were read a second time. <i>Ordered,</i>

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day. And ord. to Com.

A Bill, entitled, An Act to amend the Laws relating to Robbery, Burglary and Larceny, was read a second time. Robbery Bill read 2d time and

Ordered, That the said Bill be referred to the Committee to whom the Criminal Laws are referred. Ref. to Crim. Law Com.

On motion, *resolved*, that Mr. Wilkins have leave of absence for two days, to return home on urgent private business. Leave of absence to Mr. Wilkins

On motion, *resolved*, that Mr. Smith have leave of absence for a fortnight, to return home on urgent private business. Leave of absence to Mr. Smith

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bills:

A Bill, entitled, An Act to continue and amend the Act for the Summary Trial of Actions in the Island of Cape Breton. Summary Trials, C. B. and

A Bill, entitled, An Act further to amend the Acts respecting the Registry of Deeds. To which Bills they desired the concurrence of this House. Registry of Deeds Bills

The said Bills were read a first time. Read 1st time

Ordered, That the said Bills be read a second time at a future day.

Mr. Smith, the Chairman of the Committee of this House, appointed to join a Committee of the House of Assembly to examine the Public Accounts, made his report—which was ordered to lie on the Table. Report of Com. on Public Accounts

(For Report, vide Appendix No. 20.)

A Message was sent to the House of Assembly, by the Clerk,

To return a Bill, entitled, An Act to amend an Act for Incorporating the Trustees of the Queen's College at Horton, and acquaint them that this House have agreed to the said Bill, as amended. Queen's College Bill finally sent to H. A.

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills.—After some time the House was resumed, and Mr. Rudolf reported, that the Committee had made some progress. Com. on Bills

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to amend the Act to Incorporate the Halifax Gas Light and Water Company, and had agreed to the same without any amendment. Report Gas Light Bill

Whereupon Mr. Lawson moved that the report of the Committee be not received: which, being seconded, and the question being put, there appeared for the motion two; against the motion, twelve: Motion not to receive report neg.

For the motion,
Mr. Uniacke,
Mr. Lawson.

Against the motion,
Mr. Johnston, Mr. Ratchford,
Mr. Smith, Mr. Starr,
Mr. Stewart, Mr. Tobin,
Mr. Rudolf, Mr. McFarlane,
Mr. Wilkins, Mr. Morton,
Mr. Morse, Mr. Bell.

So it passed in the negative.

Ordered, That the said report be received, and the said Bill read a third time, at a future day. Report recd. and Bill ord. to be read 3d time.

On motion made and seconded—the House adjourned until To-morrow, at two o'clock. Adjourn

Tuesday, 23d February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Norman F. Uniacke,
James W. Johnston,
William Lawson,
Alexander Stewart,
William Rudolf,
James S. Morse,

§

The Honourable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act to continue and amend the Act for the Summary Trial of Actions, in the Island of Cape Breton ; also,

A Bill, entitled, An Act further to amend the Acts respecting the Registry of Deeds.

Were read a second time.

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day.

A Bill, entitled, An Act to amend the Act to Incorporate the Halifax Gas Light and Water Company, was read a third time, and the question was put by the President,

Whether this Bill shall pass ?

It was resolved in the affirmative.

A Message was sent to the House of Assembly by the Clerk,

To return the said Bill, and acquaint them that this House have agreed to the said Bill, without any amendment.

On motion, the House was adjourned during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

The Chairman also reported that the Committee had gone through the following Bills, viz :—

A Bill, entitled, An Act to continue the Act to amend the Act to Incorporate sundry persons by the name of the President, Directors and Company, of the Bank of Nova-Scotia.

A Bill, entitled, An Act to continue the Act to enable the Inhabitants of the Town of Lunenburg to procure a Fire Engine, with other utensils and materials, necessary for extinguishing Fires.

A Bill, entitled, An Act to continue the Acts for appointing Supervisors to take charge of Public Grounds, and for other purposes.

A Bill, entitled, An Act to continue the Act to prevent damage to the Nets of Fishermen, by Coasting Vessels.

A Bill, entitled, An Act to continue the Act relative to the assessment of Dyke Rates for the new or Wickwire Dyke in Horton.

A Bill, entitled, An Act to continue the Act to regulate the survey of Timber and Lumber, and to repeal certain Acts now in force.

A Bill, entitled, An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.

A Bill, entitled, An Act to continue the Act for regulating the Fishery in the River Shubenacadie.

A Bill, entitled, An Act to continue the Act to prevent Injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction.

A Bill, entitled, An Act to continue the Act, entitled, An Act to provide for the accom-

modation

Summary Trials,
C. B. and

Registry of Deeds
Bills read 2d time

Ord. to Com.

Gas Light Bill read
3d time

Agreed to and sent
to H. A.

Com. on Bills

Report

Bank of Nova Scotia

Fire Engine Lunenburg

Supervisors of Public Grounds

Fishermen's Nets

Wickwire Dyke

Survey of Timber

Settlement of Poor

Shubenacadie Fishery

Lunenburg Fisheries

Billetting of Troops, &c.

TUESDAY, 23d FEBRUARY, 1841.

- modation and billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.
- A Bill, entitled, An Act to continue the Act for the better regulation of Sable Island, in this Province. Sable Island
- A Bill, entitled, An Act to continue the Act to encourage the killing of Bears, Loup Cerviers, and Wild Cats. Killing of Bears, &c.
- A Bill, entitled, An Act to continue the Act to restrain the issuing Writs of Attachment in certain cases. Restraining Writs of Attachment
- A Bill, entitled, An Act to continue the Act to make the stealing of Dogs, Beasts and Birds, Larceny. Stealing of Dogs, &c.
- A Bill, entitled, An Act to continue the Act to enable the Proprietors of Land in the rear Blocks or Divisions of Land in the Township of Guysborough, to open Roads through the same. Guysboro' Roads
- A Bill, entitled, An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County, to make regulations for the gathering of Sea Manure in the said County. Queen's County Sea Manure
- A Bill, entitled, An Act to continue the Act respecting the Collection of Poores' Rates of Pictou. Poores' Rates, Pictou
- A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, and the Acts in amendment thereof. Sydney, C. B. Pilotage
- A Bill, entitled, An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash. Pugwash Harbor
- A Bill, entitled, An Act to continue the Act relating to Marriage Licenses. Marriage Licenses
- A Bill, entitled, An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton. Extension of Laws to Cape-Breton
- A Bill, entitled, An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax. Hx. Public School
- A Bill, entitled, An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof. Summary Trials,
- A Bill, entitled, An Act to continue the Act to regulate certain Landings in the County of King's County. Landings King's County
- A Bill, entitled, An Act to continue the Act to encourage the Importation of improved breeds of Cattle into this Province. Importation of Cattle
- A Bill, entitled, An Act to continue the Act for establishing a Harbour Master at Bridgeport, in the Island of Cape-Breton. Harbour Master Bridgeport
- A Bill, entitled, An Act to continue the Act to authorise the sale of Coals by Weight. Sale of Coals
- A Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province. Nuisances in Rivers &c.
- A Bill, entitled, An Act respecting the number of Assessors of Poores' Rates, for Pictou. Poores' Rates Pictou
- And had agreed to the same without any amendment. Bills without am.
- Ordered,* That the said Bills be read a third time, at a future day.
- The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to revive and continue the Acts for affording relief to Co-partners, in certain cases, and had made several amendments thereto. Report Copartners Bill with amdts.
- The said amendments were read by the Clerk, as follows:—
- 2d line in the title, after the word "continue," insert "and amend."
- 1st Clause—11th line, after the word "continued," insert "except so far as the same are hereby altered and amended."
- 13th line, after the word "contained," insert "except as aforesaid."
- 2d Clause—Leave out this Clause, which Clause is as follows:—"And be it enacted, that any act, proceeding, matter or thing, done or had under the said Acts, or either of said Acts, since the same may have expired, shall be of the same force, validity and effect, as if the said several Acts had been and were continued in full force.

TUESDAY, 23d FEBRUARY, 1841.

At the end of the Bill insert the following Clause :

And be it further enacted, That the said Acts hereby revived and continued, and the several provisions therein contained, shall extend to all Co-partnership dealings, although the amount thereof shall exceed the sum of Two Thousand Pounds, any thing in the said Acts contained to the contrary notwithstanding.

And agreed to

And the said amendments being read a second time, were agreed to by the House.

Recommend Lottery Bill to Sel. Com.

Ordered, That the said Bill be read a third time, at a future day.

The Chairman also reported that the Committee had had under consideration a Bill, entitled, An Act for the suppression of Lotteries, and had directed him to report that it was the opinion of the Committee, that the said Bill should be referred to a Select Committee, to examine and report upon.

Report recd. & Bill referred to Com.

Ordered, That the said report be received, and the said Bill referred to a Select Committee, to examine and report upon.

Committee

Ordered, That Mr. Morton, Mr. Uniacke and Mr. McFarlane, be a Committee for that purpose.

Com. on Mail Routes Report

Mr. Stewart, the Chairman of the Committee of this House, to whom the Despatch from the Right Honorable the Secretary of State for the Colonies, to His Excellency the Lieutenant-Governor, dated 24th August, 1840, relative to the improvement of the Mail Routes, with its inclosures, was referred, reported that the Committee had attended to that duty, and recommended that the House present an Address to His Excellency the Lieutenant-Governor, (of which a draft was therewith,) praying that he will bring the important subject referred to the Committee, to the early notice of Her Majesty's Government, and their Excellencies the Governor-General of British North America, and the Lieutenant-Governor of New Brunswick.

TO HIS EXCELLENCY THE RIGHT HONORABLE

LUCIUS BENTINCK,

VISCOUNT FALKLAND,

Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honorable Privy Council, LIEUTENANT-GOVERNOR and Commander in Chief in and over Her Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

THE HUMBLE ADDRESS OF THE LEGISLATIVE COUNCIL.

May it please Your Excellency:

Address to H. E.

The Legislative Council having had under consideration the Despatch to the Lieutenant-Governor of this Province, dated Downing-Street, 24th August, 1840, and the accompanying Papers, which, by Your Excellency's command, were submitted to the Legislative Council on the 9th instant, have taken the important subject, to which those Documents relate, into their serious consideration, and they humbly pray that Your Excellency will recommend to the favourable consideration of Her Majesty's Government, and their Excellencies the Governor-General of British North America, and the Lieutenant-Governor of New Brunswick, the immediate completion of the Main Road hence to Quebec, by the Shores of the Gulf of St. Lawrence and Metis.

The Legislative Council do not deem it necessary to enlarge upon the paramount importance of that Road to every other Route to Canada, in a national point of view. They annex to this Address, Extracts from the report of the condition of the Road, upon an examination made in the year 1839; and also, a copy of a Resolution of the House of Assembly of the Province of New-Brunswick on the subject, together with the reply and observations of His Excellency Sir John Harvey, the Lieutenant-Governor of that Province, thereupon

TUESDAY and WEDNESDAY, 23d and 24th FEBRUARY, 1841.

thereupon, in the hope that these Documents may afford Your Excellency information upon a matter, which the Legislative Council conceive to be of deep moment to the British North American Colonies.

Ordered, That the said Report and Address be received and adopted.

Ordered, That the Committee who prepared the said Address, be a Committee to present the same to His Excellency the Lieutenant-Governor.

Mr. Ratchford, the Chairman of the Committee, to whom a Bill, in addition to, and amendment of, an Act, entitled, An Act to Incorporate the Petite Plaister and Mills Company, and the Acts passed in amendment thereof, was referred, reported that the Committee had attended to that duty, and that they saw no objection to the Bill, except that the sum of Money which the Company might wish to borrow, should be limited to Five Thousand Pounds.

Com. on Petite Plaister Co. Bill Report

Ordered, That the said Report be received—

Whereupon, the said Bill was read a second time.

Bill read 2d time &

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

Ord. to Com.

On motion, *resolved*, that the Committee to whom a Bill, entitled, An Act concerning the Registrars of Deeds throughout this Province, was referred, be discharged from that duty.

Com. on Registrars of Deeds Bill discharged

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

Bill ord to Com. of whole

On motion made and seconded—the House adjourned until To-morrow, at two o'clock.

Adjourn

Wednesday, 24th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Norman F. Uniacke,
James W. Johnston,
William Lawson,
Alexander Stewart,
William Rudolf,
James S. Morse,

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The Honourable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

The following Bills, viz :—

A Bill, entitled, An Act to continue the Act to amend the Act to Incorporate sundry persons by the name of the President, Directors and Company, of the Bank of Nova-Scotia. Nova Scotia Bank

A Bill, entitled, An Act to continue the Act to enable the Inhabitants of the Town of Lunenburg to procure a Fire Engine, with other Utensils and Materials, necessary for extinguishing Fires. Lunenburg Fire Engine

A Bill, entitled, An Act to continue the Acts for appointing Supervisors to take charge of Public Grounds, and for other purposes. Supervisors of Public Grounds

A Bill, entitled, An Act to continue the Act to prevent damage to the Nets of Fishermen by Coasting Vessels. Nets of Fishermen

A Bill, entitled, An Act to continue the Act relative to the assessment of Dyke Rates for the New or Wickwire Dyke in Horton. Wickwire Dyke Rates

A Bill, entitled, An Act to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force. Timber and Lumber

A Bill, entitled, An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province. Settlement of Poor

Fishery Shubenacadie	A Bill, entitled, An Act to continue the Act for regulating the Fishery in the River Shubenacadie.
Fisheries Lunenburg	A Bill, entitled, An Act to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg by Mill Dams or any other obstruction.
Billeting Troops	A Bill, entitled, An Act to continue the Act, entitled, An Act to provide for the Accommodation and Billeting of His Majesty's Troops or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.
Sable Island	A Bill, entitled, An Act to continue the Act for the better regulation of Sable Island, in this Province.
Killing of Bears	A Bill, entitled, An Act to continue the Act to encourage the killing of Bears, Loup Cerviers and Wild Cats.
Writs of Attachment	A Bill, entitled, An Act to continue the Act to restrain the issuing Writs of Attachment in certain cases.
Stealing Dogs	A Bill, entitled, An Act to continue the Act to make the stealing of Dogs, Beasts and Birds, Larceny.
Guysboro' Roads	A Bill, entitled, An Act to continue the Act to enable the Proprietors of Land, in the rear blocks or divisions of Land, in the Township of Guysborough, to open Roads through the same.
Sea Manure, Queen's County	A Bill, entitled, An Act to continue the Act to authorise the Sessions of the Peace, for the County of Queen's County, to make regulations for the gathering of Sea Manure, in the said County.
Poors' Rates Pictou	A Bill, entitled, An Act to continue the Act respecting the collection of Poors' Rates of Pictou.
Sydney Pilotage	A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape Breton, and the Acts in amendment thereof.
Pugwash Harbor	A Bill, entitled, An Act to continue the Act to preserve and regulate the Navigation of the Harbor of Pugwash.
Marriage Licenses	A Bill, entitled, An Act to continue the Act relating to Marriage Licences.
Extension of Laws to Cape-Breton	A Bill, entitled, An Act to continue the Act in amendment of an Act made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape Breton.
Grammar School	A Bill, entitled, An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.
Summary Trials	A Bill, entitled, An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.
Landings Queen's County	A Bill, entitled, An Act to continue the Act to regulate certain Landings in the County of Kings County.
Importation of Cattle	A Bill, entitled, An Act to continue the Act to encourage the importation of improved breeds of Cattle into this Province.
Harbor Master Bridgeport	A Bill, entitled, An Act to continue the Act for establishing a Harbor Master at Bridgeport, in the Island of Cape Breton.
Sale of Coals	A Bill, entitled, An Act to continue the Act to authorize the Sale of Coals by weight.
River Nuisances &	A Bill, entitled, An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances, by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.
Poors' Rates Pictou Bills Read 3d time	A Bill, entitled, An Act respecting the number of Assessors of Poors' Rates for Pictou, Were read a third time, and the Question was put by the President on each Bill, Whether this Bill shall pass ?
Agreed to & sent to H. A.	It was resolved in the affirmative. A Message was sent to the House of Assembly, by the Clerk, To return the said Bills, and acquaint them that this House have agreed to the same without any amendment.
Copartners Bill Read 3d time	A Bill, entitled, An Act to revive and continue the Acts for affording relief to Copartners, in certain cases, was read a third time, and the question was put by the President, Whether

WEDNESDAY and THURSDAY, 24th and 25th FEBRUARY, 1841.

Whether this Bill, with the amendments, shall pass ?

It was resolved in the affirmative.

Agreed to & sent to H. A.

A Message was sent to the House of Assembly, by the Clerk, To return the said Bill, and acquaint them that this House have agreed to the same with amendments—to which amendments their concurrence is desired.

Mr. Morton, the Chairman of the Committee to whom a Bill, entitled, An Act for the suppression of Lotteries, was referred, reported that the Committee had enquired into the propriety and necessity of its introduction, and had examined into its merits, and were unanimously of opinion the said Bill should pass.

Com. on Lottery Bill Report

Ordered, That the said Report be received, and the said Bill be committed to a Committee of the whole House.

Bill ord. to Com.

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills.—After some time, the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

Com. on Bills Report

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to continue and amend the Act for the Summary Trial of Actions in the Island of Cape-Breton; also,

Summary Trials, C. B. and

A Bill, entitled, An Act further to amend the Acts respecting the Registry of Deeds, And had agreed to the same without any amendment.

Registry of Deeds Bills without am.

Ordered, That the said Bills be read a third time, at a future day.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act for the suppression of Lotteries, and had made an amendment thereto.

Report Lotteries Bill with am.

Which amendment being read twice by the Clerk, was agreed to by the House.

Am. agreed to

Ordered, That the said Bill be read a third time, at a future day.

The Chairman also reported that the Committee had gone through a Bill in addition to, and amendment of, An Act, entitled, An Act to Incorporate the Petite Plaister and Mills Company, and the Act passed in amendment thereof, and had made an amendment thereto.

Report Petite Plaister Bill with am.

Which amendment being read twice by the Clerk, was agreed to by the House.

Am. agreed to

Ordered, That the said Bill be engrossed, and read a third time, at a future day.

On motion, ordered, that Mr. Starr be appointed to the Committee to present the Address to His Excellency the Lientenant-Governor, on the subject of the Mail Route to Canada, in the place of Mr. Smith, absent on leave.

Mr. Starr substitute for Mr. Smith on Mail Route Com.

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Adjourn

Thursday, 25th February, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable James W. Johnston,
William Lawson,
Alexander Stewart,
James S. Morse,
James Ratchford,

§

The Honourable J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act in addition to, and in amendment of, an Act, entitled, An Act to Incorporate the Petite Plaister and Mills Company, and the Acts passed in amendment thereof, was read a third time, and the question was put by the President,

Petite Plaister Bill read 3d time

Whether this Bill shall pass ?

H

It

THURSDAY and FRIDAY, 25th and 26th FEBRUARY, 1841.

Agreed to & sent to H. A. It was resolved in the affirmative.
 A Message was sent to the House of Assembly, by the Clerk,
 To carry down the said Bill, and desire their concurrence thereto.

Lottery Bill read 3d time A Bill, entitled, An Act for the Suppression of Lotteries, was read a third time, and the question was put by the President,
 Whether this Bill, with the amendments, shall pass ?

Agreed to and sent to H. A. It was resolved in the affirmative.
 A Message was sent to the House of Assembly, by the Clerk,
 To return the said Bill, and acquaint them that this House have agreed to the said Bill, with amendments—to which amendments their concurrence is desired.

Summary Trials C. B. & A Bill, entitled, An Act to continue and amend the Act for the Summary Trial of Actions in the Island of Cape Breton ; also,

Registry of Deeds Bill read 3d time A Bill, entitled, An Act further to amend the Act respecting the Registry of Deeds, were read a third time, and the question was put by the President, on each Bill,
 Whether this Bill shall pass ?

Agreed to & sent to H. A. It was resolved in the affirmative.
 A Message was sent to the House of Assembly, by the Clerk,
 To return the said Bills, and acquaint them that this House have agreed to the said Bills, without any amendment.

Pet of Yarmouth Academy Mr. Starr brought up the Petition of John Murray and others, Trustees of the Yarmouth Academy, praying aid to that Institution—which was read, and ordered to lie on the Table.

Report of Com. to present Address to H. E. on Mail Route Mr. Stewart, the Chairman of the Committee appointed to present the Address of this House to His Excellency the Lieutenant-Governor, relative to the Mail Route to Canada, reported that the Committee had presented the said Address, and that His Excellency had been pleased to state that he would have much pleasure in making the necessary enquiries, and in complying with the request of the House, if it were in his power to do so.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bill :

Lands liable to Debts Bill A Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force.
 To which Bill they desired the concurrence of this House.

Read 1st time The said Bill was read a first time
Ordered, That the said Bill be read a second time, at a future day.

Adjourn On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Friday, 26th February, 1841.

The House met pursuant to adjournment.

PRESENT—

The Hon. S. B. Robie, President.	
The Honorable Norman F. Uniacke, William Lawson, Alexander Stewart, William Rudolf, James S. Morse, James Ratchford,	The Honorable J. Leander Starr, M. Tobin, jr. D. McFarlane, John Morton, Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force, was read a second time.

Lands liable to debts Bill read 2d time

Mr.

FRIDAY and MONDAY, 26th FEBRUARY and 1st MARCH, 1841.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day. Ord. to Com.

Mr. Stewart brought up the Petition of James Whitney, praying aid for carrying the Mails between Digby and St. John—which was ordered to lie on the Table. Pet. of J. Whitney

A Message was brought from the House of Assembly by Mr. Whidden, To inform the House that the House of Assembly agreed to the amendments proposed by this House, to a Bill, entitled, An Act for the Suppression of Lotteries. Message from H. A. agreeing to amend to Lottery Bill

Whereupon the said Bill was read as amended, and the question was put by the President,

Whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly by the Clerk,

To return the said Bill and acquaint them therewith. Bill finally agreed to & sent to H. A.

On motion of Mr. Stewart, *ordered*, that a Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force, be referred to a Select Committee, to examine and report upon. Lands liable to Debts Bill
Ref. to Sel. Com.

Ordered, That Mr. Stewart, Mr. Johnston and Mr. Wilkins, be a Committee for that purpose. Committee

On motion, made and seconded—the House adjourned until Monday, at one o'clock. Adjourn

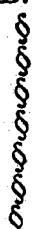
Monday, 1st March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.



The Honourable James S. Morse,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of Friday were read.

A Message was brought from the House of Assembly by Mr. Whidden.

To inform the House that the House of Assembly agreed to a Bill, entitled, An Act in addition to, and in amendment of, an Act, entitled, An Act to Incorporate the Petite Plaster and Mills Company, and the Acts passed in amendment thereof, without any amendment. Message from H. A. agreeing to Petite Plaster Bill without amendment

Mr. Tobin brought up the Petition of the Trustees of Saint Mary's Seminary, praying a Charter and aid to that Institution—which was ordered to lie on the Table. Petition of Trustees of St Mary's Seminary

Mr. Bell brought up the Petition of the Trustees of the Acadian School, praying aid to that Institution—which was ordered to lie on the Table. Pet. of Trustees of Acadian School

On motion, the House was adjourned during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. Rudolf reported that the Committee had made some progress. Com. on Bills

Mr. Morton presented a Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township. Cornwallis Town House Bill presented & read 1st time

The said Bill was read a first time,

Ordered, That the said Bill be read a second time at a future day.

Mr.

MONDAY and TUESDAY, 1st and 2d MARCH, 1841.

Com. on Crim. Laws report

Mr. Wilkins, the Chairman of the Committee to whom the Criminal Laws were referred, reported that the Committee had had the said Bills under consideration, and suggested some alterations, and recommended that the said Bills be committed to a Committee of the whole House.

Bills ord. to Com.

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day.

Pillory Bill presented &

Mr. Stewart presented a Bill, entitled, An Act to abolish the punishment of Pillory, Cutting the Ears of Offenders, and Whipping, and to substitute imprisonment in lieu thereof.

Read 1st time

The said Bill was read a first time,

Ordered, That the said Bill be read a second time, at a future day.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Tuesday, 2d March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

The Honorable James S. Morse,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Cornwallis Town House Bill read 2d time

A Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, was read a second time.

Ord. to be published

Ordered, That the said Bill be published in the Royal Gazette Newspaper, for the information of the parties interested therein.

Pillory Bill read 2d time &

A Bill, entitled, An Act to abolish the punishment of Pillory, cutting the ears of offenders, and whipping, and to substitute imprisonment in lieu thereof, was read a second time.

Ord. to Com.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

Recommend Registrars Bill to be deferred 3 months

The Chairman also reported that the Committee had had under consideration a Bill, entitled, An Act concerning the Registrars of Deeds throughout this Province, and had directed him to report, that it was the opinion of the Committee that the further consideration of the said Bill should be deferred to this day three months.

Bill deferred

Ordered, That the said Report be received, and the further consideration of the said Bill be deferred to this day three months.

Message from H. A. disagreeing to ann. to Copartners Bill

A Message was brought from the House of Assembly, by Mr. Whidden, To inform the House that the House of Assembly did not agree to the amendments proposed by this House to a Bill, entitled, An Act to revive and continue the Acts for affording relief to Co-partners, in certain cases.

Also, with the following Bills:—

Division of Parrsboro

A Bill, entitled, An Act to amend the Act to divide the Township of Parrsborough, and to annex parts thereof to the Counties of Colchester and Cumberland respectively.

TUESDAY and WEDNESDAY, 2d and 3d MARCH, 1841.

A Bill, entitled, An Act concerning the Court of Marriage and Divorce.
To which Bills they desired the concurrence of this House.

And Marriage and Divorce Bills

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Adjourn

Wednesday, 3d March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

Quorum

The Honourable James S. Morse,
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act to amend the Act to divide the Township of Parrsborough, and to annex parts thereof to the Counties of Colchester and Cumberland respectively, was read a first time.

Parrsborough Bill
Read 1st time &

Ordered, That the said Bill be referred to a Select Committee, to examine and report upon.

Refd. to Sel. Com.

Ordered, That Mr. Ratchford, Mr. McFarlane and Mr. Morton, be a Committee for that purpose.

Committee

A Bill, entitled, An Act concerning the Court of Marriage and Divorce,—was read a first time.

Marriage & Divorce Bill read 1st time

Ordered, That the said Bill be read a second time, at a future day.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bill :

A Bill, entitled, An Act for Incorporating the Trustees of the Saint Mary's College, at Halifax.

St. Mary's College Bill

To which Bill they desired the concurrence of this House.

The said Bill was read a first time.

Ordered, That the said Bill be read a second time, at a future day.

Read 1st time

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

Com. on Bills

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Adjourn

THURSDAY, 4th MARCH, 1841.

Thursday, 4th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Honorable Peter McNab,
 Norman F. Uniacke,
 James W. Johnston,
 William Lawson,
 Alexander Stewart,
 William Rudolf,
 Lewis M. Wilkins, jr.

The Honorable James S. Morse,
 James Ratchford,
 J. Leander Starr,
 M. Tobin, jr.
 D. McFarlane,
 John Morton,
 Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act concerning the Court of Marriage and Divorce; also,

A Bill, entitled, An Act for Incorporating the Trustees of the Saint Mary's College at Halifax,

Were read a second time.

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day.

Marriage and Divorce and St. Mary's College Bills

Read 2d time and Ordered to Com.

Pet. of W. Smith & al.

Mr. Ratchford brought up the Petition of William Smith and others, against the Incorporation of the Queen's College at Horton—which was ordered to lie on the Table.

Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. Morton reported that the Committee had made some progress.

Report Pillory Bill without amdt.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to abolish the punishment of Pillory, Cutting the Ears of Offenders, and Whipping, and to substitute Imprisonment in lieu thereof, and had agreed to the same, without any amendment.

Ord. to be engrossed

Ordered, That the said Bill be engrossed, and read a third time, at a future day.

Dartmouth Common Bill

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bill :

A Bill, entitled, An Act for regulating the Dartmouth Common.

To which Bill they desired the concurrence of this House.

Read 1st time and

The said Bill was read a first time.

Refd. to Sel. Com.

Ordered, That the said Bill be referred to a Select Committee, to examine and report upon.

Committee

Ordered, That Mr. Starr, Mr. Morse and Mr. Tobin, be a Committee for that purpose.

Variance in Records Bill presented and read 1st time

Mr. Johnston presented a Bill, entitled, An Act to prevent a failure of Justice, by reason of variances between Records and Writings produced in evidence in support thereof.

The said Bill was read a first time,

Ordered, That the said Bill be read a second time, at a future day.

Com. on Lands liable to Debts Bill report

Mr. Stewart, the Chairman of the Committee, to whom a Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force, was referred, reported that the Committee had had the said Bill under consideration, and suggested some alterations, and recommended that the said Bill be committed to a Committee of the whole House.

Bill ord. to Com.

Ordered, That the said Report be received, and the said Bill be committed to a Committee of the whole House, at a future day.

Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills

Bills.—After some time, the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

The Chairman also reported that the Committee had gone through a Bill, entitled, **An Act for improving the administration of Justice, in Criminal Cases, in this Province, and had made several amendments thereto.** Report Criminal Justice Bill with amds.

The said amendments were read by the Clerk, as follows: Amdts. read

9th Clause.—9th line—Leave out the words “the whole or.” 10th line—After “labour” insert “such solitary confinement, not exceeding one month at one time, and not exceeding three months in any one year.”

10th Clause.—1st line—Leave out “whenever” and insert “wherever.”

11th Clause.—6th and 7th lines, and 24th line—Leave out the words “at the discretion of the Court.”

18th Clause.—17th line—After word “Carriage” insert “Boat.”

And the said amendments being read a second time, were agreed to by the House. And agreed to

Ordered, That the said Bill be read a third time at a future day.

The Chairman also reported that the Committee had gone through a Bill, entitled, **An Act to amend the Law relating to burning or destroying Buildings and Ships, and had made several amendments thereto.** Report burning of Buildings Bill with amds.

The said amendments were read by the Clerk as follows: Amdts. read

3d Clause.—6th line—Leave out the word “Hop-oast.”

11th Clause.—3d line—Leave out the words “Furze, Heath, Fern”—Leave out “Steer” and insert “Pile.” 4th and 5th lines—Leave out “at the discretion of the Court.”

13th Clause.—8th line—Leave out the words “the whole or.” 9th line—After the word “labour” insert “such solitary confinement, not exceeding one month at one time, and not exceeding three months in any one year.”

And the said amendments being read a second time, were agreed to by the House. And agreed to

Ordered, That the said Bill be read a third time, at a future day.

The Chairman also reported that the Committee had gone through a Bill, entitled, **An Act for amending the Law relative to offences against the Person, and had made several amendments thereto.** Report Offences against the Person Bill with amds.

The said amendments were read by the Clerk as follows: Amdts. read

1st Clause.—4th line—Leave out the word “and” after the word “ninth,” insert “and twenty-first.”

3d Clause.—6th and 7th lines—Leave out the words “at the discretion of the Court.”

22d Clause.—14th and 15th lines—Leave out the words “the whole or.” 16th line—After “labour” insert “such solitary confinement, not exceeding one month at any one time, and not exceeding three months in any one year.”

And the said amendments being read a second time, were agreed to by the House. And agreed to

Ordered, That the said Bill be read a third time, at a future day.

The Chairman also reported that the Committee had gone through a Bill, entitled, **An Act to amend the Laws relating to Robbery, Burglary and Larceny, and had made several amendments thereto.** Report Robbery Bill with amds.

The said amendments were read by the Clerk as follows: Amdts. read

Preamble.—2d line—After “Larceny” insert “and to the receiving of Stolen Goods, and to the embezzling and purloining of Money, Goods, Chattels and Furniture.”

1st Clause.—4th line—After “Larceny” insert “and to the receiving of Stolen Goods, and to the embezzling and purloining of Money, Goods, Chattels and Furniture.”

6th Clause.—4th line—Leave out “seven” and insert “three.”

10th Clause.—At the end insert the following Proviso: “Provided always, and be it further enacted, That as far as the same is essential to the offence of Burglary, the night shall be considered and is hereby declared to commence at nine of the clock in the evening of each day, and to conclude at six o'clock of the morning of the next succeeding day.”

29th Clause.—2d line—Leave out “erect,” and insert “cut.”

30th Clause.—10th line—Leave out “three months,” and insert “one month.”

31st Clause.—6th line—Leave out “three months” and insert “one month.”

THURSDAY and FRIDAY, 4th and 5th MARCH, 1841.

33rd Clause.—6th line—Leave out “three Calendar Months” and insert “one Calendar month.”

67th Clause.—10th line—Leave out the words “the whole or.” 11th line—after “labour” insert “such solitary confinement, not exceeding one month at any one time, and not exceeding three months in any one year.”

And the said amendments being read a second time, were agreed to by the House.

Ordered, That the said Bill be read a third time, at a future day.

And agreed to

Com. on Parrsbro'
Bill report

Bill read 2d time

Bill and report
ordered to Com.

Mr. Ratchford, the Chairman of the Committee, to whom a Bill, entitled, An Act to amend the Act to divide the Township of Parrsborough, and to annex parts thereof to the Counties of Colchester and Cumberland respectively, was referred, made his report, Whereupon the said Bill was read a second time.

Ordered, That the said Bill and Report be committed to a Committee of the whole House, at a future day.

Com. on Dartmouth
Common Bill report

Mr. Starr, the Chairman of the Committee, to whom a Bill, entitled, An Act for regulating the Dartmouth Common, was referred, reported that the Committee recommended that the Act should be read by the Clerk of the Peace, for the County of Halifax, in open Court, during the General Sessions now holding at Halifax, agreeably to a Standing Order of this House.

Ordered, That the said Report be received, and the said Bill be read in open Court, during the General Sessions now holding at Halifax.

Bill ord. to be read
at Sessions

Com. on amds. to
Co-partners Bill

On motion, the House was adjourned during pleasure, and put into a Committee for the consideration of the amendments proposed by this House, to a Bill, entitled, An Act to revive and continue the Acts for affording relief to Copartners, in certain cases, which amendments have not been agreed to by the House of Assembly.—After some time the House was resumed, and Mr. Rudolf reported that the Committee had recommended that the first, second, third, and fifth amendments should not be adhered to, but that the fourth amendment should be adhered to.

Ordered, That the said Report be received, and that the first, second, third, and fifth amendments to the said Bill be not adhered to, but that the fourth amendment be adhered to.

Report 1st, 2d, 3d,
and 5th amds. not
adhered to.
4th am. adhered to
Report received

And Message to
H. A. with Bill

A Message was sent to the House of Assembly, by the Clerk,
To return the said Bill and acquaint them therewith.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Friday, 5th March, 1841.

The House met pursuant to adjournment.

P R E S E N T —

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.

MEMBERS

The Honorable James S. Morse,
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Pillory Bill

A Bill, entitled, An Act to abolish the punishment of Pillory, cutting the ears of Offenders

FRIDAY, 5th MARCH, 1841.

- ders, and whipping, and to substitute imprisonment in lieu thereof, was read a third time, Read 3d time
and the question was put by the President,
- Whether this Bill shall pass ?
- It was resolved in the affirmative. Agreed to and sent to H. A.
- A Message was sent to the House of Assembly, by the Clerk,
To carry down the said Bill, and desire their concurrence thereto.
- A Bill, entitled, An Act for improving the Administration of Justice in Criminal Cases Criminal Justice
in this Province ; also,
- A Bill, entitled, An Act to amend the Law relating to burning or destroying Buildings Burning Buildings
and Ships ; also,
- A Bill, entitled, An Act for amending the Law relative to Offences against the Person ; Offences against
also, Person &
- A Bill, entitled, An Act for amending the Law relating to Robbery, Burglary and Larceny, Robbery Bills
Were read a third time, and the question was put by the President on each Bill, Read 3d time
Whether this Bill, with the amendments, shall pass ?
- It was resolved in the affirmative. Agreed to with a-
A Message was sent to the House of Assembly, by the Clerk, mendments &
To return the said Bills, and acquaint them that this House have agreed thereto, with Sent to H. A.
amendments—to which amendments their concurrence is desired.
- A Bill, entitled, An Act to prevent a failure of Justice, by reason of variances between Variance in Re-
Records and Writings produced in evidence in support thereof, was read a second time. cords Bill read 2d
time &
Ordered, That the said Bill be committed to a Committee of the whole House, at a future Ord. to Com.
day.
- Mr. Bell brought up the Petition of the Rev. Dr. Willis, praying aid to the African Pet. of Dr. Willis
School, which was ordered to lie on the Table. for African School
- On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. Com. on Bills
After some time the House was resumed, and Mr. Rudolf reported that the Committee had
made some progress.
- The Chairman also reported that the Committee had gone through a Bill, entitled, An Report Parrsboro'
Act to amend the Act to divide the Township of Parrsborough, and to annex parts thereof Bill without am.
to the Counties of Colchester and Cumberland respectively, and had agreed to the same
without any amendment.
- Ordered*, That the said Bill be read a third time, at a future day.
- A Message was brought from the House of Assembly, by Mr. Whidden, with the follow-
ing Bills :
- A Bill, entitled, An Act to set off North Sydney as a separate Township. North Sydney and
A Bill, entitled, An Act to revive and continue the Act to encourage the Seal Fisheries Seal Fisheries Bills
of this Province.
- To which Bills they desired the concurrence of this House.
- On motion made and seconded—the House adjourned until Monday, at one o'clock. Adjourn

MONDAY, 8th MARCH, 1841.

Monday, 8th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Honourable Peter McNab,
 Norman F. Uniacke,
 James W. Johnston,
 William Lawson,
 Alexander Stewart,
 William Rudolf,
 Lewis M. Wilkins, jr.

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The Honourable James S. Morse,
 James Ratchford,
 J. Leander Starr,
 M. Tobin, jr.
 D. McFarlane,
 John Morton,
 Hugh Bell.

PRAYERS.

The Minutes of Friday were read.

North Sydney Bill
read 1st time &

A Bill, entitled, An Act to set off North Sydney as a separate Township, was read a first time.

Refd. to Sel. Com.

Ordered, That the said Bill be referred to a Select Committee, to examine and report upon.

Com.

Ordered, That Mr. Wilkins, Mr. Morton and Mr. Lawson, be a Committee for that purpose.Seal Fisheries Bill
read 1st time

A Bill, entitled, An Act to revive and continue the Act to encourage the Seal Fisheries of this Province, was read a first time.

Ordered, That the said Bill be read a second time at a future day.Parrsboro' Bill read
3d time

A Bill, entitled, An Act to amend the Act to divide the Township of Parrsborough, and to annex parts thereof to the Counties of Colchester and Cumberland respectively, was read a third time, and the question was put by the President,

Whether this Bill shall pass?

Agreed to &

It was resolved in the affirmative.

Sent to H. A.

A Message was sent to the House of Assembly by the Clerk,

To return the said Bill, and acquaint them that this House have agreed thereto without any amendment.

Leave of absence
to Mr. RudolfOn motion, *ordered*, that Mr. Rudolf have leave of absence to return home on account of indisposition.

Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills.—After some time the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

Rept. Marriage &
Divorce Bill with
am.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act concerning the Court of Marriage and Divorce, and had made an amendment thereto.

Am. read

The said amendment was read by the Clerk as follows:

3rd Clause.—21st line—After the word "proper," insert the words "or to separate the parties from bed and board only."

And the said amendment being read a second time, was agreed to by the House.

Agreed to

Whereupon Mr. Wilkins moved that the said Bill be re-committed, for the purpose of making the following amendments:

Motion to recom-
mit Bill

2nd Clause.—5th line—After the word "Vice President" insert the words "and any two of the Justices of Her Majesty's Supreme Court for the time being."

7th line—After the word "Council" insert the words "together with, and in addition to, the said two Justices of the said supreme Court:"

Which, being seconded, and the question being put, there appeared, for the motion, three; against the motion, ten.

For

MONDAY, 8th MARCH, 1841.

For the motion,
Mr. Uniacke,
Wilkins,
Morton,

Against the motion,
Mr. McNab, Mr. Stewart,
Morse, Ratchford,
Johnston, Starr,
Tobin, McFarlane,
Rudolf, Bell.

So it passed in the negative.

Ordered, That the said Bill be read a third time, at a future day.

Negatived

A Message was brought from the House of Assembly by Mr. Whidden,
To inform the House that the House of Assembly agreed to the amendments proposed by this House to a Bill, entitled, An Act for improving the Administration of Justice in Criminal Cases, in this Province.

Message from H. A. agreeing to am. to Criminal Justice

Also, to the amendments proposed by this House to a Bill, entitled, An Act to amend the Law relating to burning or destroying Buildings and Ships.

Burning Buildings &

Also, to the amendments proposed by this House to a Bill, entitled, An Act for amending the Law relative to Offences against the Person.

Offences against Person Bills

Also, to all the amendments proposed by this House to a Bill, entitled, An Act to amend the Laws relating to Robbery, Burglary and Larceny, except the fourth amendment, and did not agree to the fourth amendment.

Also to all except 4th am. to Robbery Bill

Also, with the following Bill:

A Bill, entitled, An Act to Incorporate the General Mining Association.

Genl. Mining Bill

To which Bill they desired the concurrence of this House.

The said Bill was read a first time.

Read 1st time

Ordered, That the said Bill be read a second time, at a future day.

A Message was brought from the House of Assembly by Mr. Whidden, with the following Resolutions:

Resolved, That the sum of Twenty-four Thousand Pounds be granted for the service of Roads and Bridges for the present year—Six Thousand Pounds thereof to be placed at the disposal of His Excellency the Lieutenant-Governor for the improvement and repair of the Main Roads from Halifax to Pictou, and Annapolis.

£24,000 Roads and Bridges

Resolved, That the sum of One Hundred and Fifty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to be applied in such way as he may deem most proper, for the relief of the Indians of this Province.

£150 Indians

Resolved, That the sum of Fifty Pounds be granted and paid to the owners of the Packet running between Windsor and Partridge Island, to encourage the running of the said Packet between the said places, under such regulations as may be made and ordered by the Justices in their Sessions for the County of Hants, for the present year.

£50 Parrsboro' Packet

Resolved, That the sum of Fifty Pounds be granted to such person or persons as will run a proper Packet between Guysborough and Arichat, touching occasionally at Fox Island and Canso, under such regulations as shall be established by the General Sessions of the Peace for the County of Guysborough—to be paid, upon the Certificate of the said General Sessions, that such Packet has been properly kept and run during the present year; Provided, that the Judge or Judges of the Supreme Court shall be taken, without charge, if required, from Guysborough to Arichat, and from Arichat to Guysborough, on their circuit to Cape-Breton.

£50 Guysboro' Packet

Resolved, That the sum of Four Hundred Pounds be granted and paid to the Commissioners of Sable Island, for the support of that Establishment for the present year.

£400 Sable Island

Resolved, That the sum of Fifty Pounds be granted and paid to Doctors Grigor and Stirling, in aid of the Halifax Dispensary for the present year—provided they keep, during the year, a sufficient quantity of Vaccine Matter.

£50 Halifax Dispensary

Resolved, That the sum of Twenty Pounds be granted to aid the Inhabitants of Douglas, at the mouth of the River Shubenacadie, in supporting a suitable Boat or Scow to run between Londonderry and that place—the said Boat to be run under the regulations of the General Sessions for the County of Hants, to be paid by Warrant from His Excellency the

£20 Douglas Ferry

the

the Lieutenant-Governor, upon certificate from said Sessions that said Boat has been running at least twice a week, for six months, to the satisfaction of the said Sessions, under their regulations.

£20 Ferry Gut of Canso

Resolved, That the sum of Twenty Pounds be granted and paid to aid the Inhabitants of Cape-Breton in supporting a suitable Boat or Scow, to run between McMillan's Point, in Cape-Breton, and Auld's Cove, in the County of Sydney—the said Boat or Scow to be placed under the regulation of the General Sessions for the County of Inverness.

£20 Shubenacadie Ferry

Resolved, That the sum of Ten Pounds be granted and paid to each of the two Licensed Ferry-men at the mouth of the Shubenacadie, in the Counties of Colchester and Hants, for the transportation of Horses and Carriages across that River—the same to be paid on the Certificate of the General or Special Sessions of each County respectively, that such Ferry has been duly attended and proper Boats procured and used.

£10 Cornelius Craig

Resolved, That the sum of Ten Pounds be granted and paid to Cornelius Craig, to enable him to keep up the Ferry across the Narrows at the entrance of Sable River, in the County of Shelburne.

£10 R. Carter for Ferry Gut of Canso

Resolved, That the sum of Ten Pounds be granted and paid to Richard Carter, to enable him to run a suitable Ferry Boat or Scow between his Landing, on the Western side of the Gut of Canso, and David McPherson's, on the Eastern side thereof—the said Ferry Boat or Scow to be run under the regulation of the General Sessions for the County of Guysborough.

£1 per day to Members of Assembly for 40 days

Resolved, That the sum of One Pound per day be granted and paid to each and every of the Members of the House of Assembly, for their attendance in General Assembly for the present Session—to be paid on the Certificate of the Speaker; also the travelling charges as heretofore; Provided, that no Member shall receive pay for more than forty days attendance.

To which Resolutions they desired the concurrence of this House.

Despatch on Mr. Cunard's Contract referd. to Com.

On motion of Mr. Bell, *resolved*, that the Despatch of the 17th November, 1840, relative to the Contract entered into with Mr. Cunard for conveying Passengers and Mails to Pic-tou, be referred to a Committee, to report upon.

Committee

Ordered, That Mr. Bell, Mr. Starr and Mr. McFarlane, be a Committee for that purpose.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Tuesday, 9th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
James W. Johnston,
William Lawson,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.
James S. Morse,

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The Honorable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Seal Fisheries &

A Bill, entitled, An Act to revive and continue the Act to encourage the Seal Fisheries of this Province; also,

Genl. Mining Bills

A Bill, entitled, An Act to Incorporate the General Mining Association,

Were

Were read a second time.	Read 2d time &
<i>Ordered</i> , That the said Bills be committed to a Committee of the whole House, at a future day.	Ord. to Com.
The twelve Resolutions for granting money, received yesterday from the House of Assembly, were read a first time.	Money Resolutions read 1st time
<i>Ordered</i> , That the said Resolutions be read a second time, at a future day.	
A Bill, entitled, An Act concerning the Court of Marriage and Divorce—was read a third time.	Marriage and Divorce Bill read 3d time
Whereupon the Lord Bishop moved that the said Bill be re-committed to a Committee of the whole House, for the purpose of being amended, by enacting that the Vice President of the Court should be competent to decide upon all questions brought before him, but should have power, whenever he considered it desirable, to call to his assistance any Judge of the Supreme Court, or the Master of the Rolls: which, being seconded, and the question being put, passed in the negative.	Motion to recommit
Then the question was put by the President,	Negatived
Whether this Bill, with the amendment, shall pass ?	Bill agreed to &
It was resolved in the affirmative.	
A Message was sent to the House of Assembly, by the Clerk,	Sent to H. A.
To return the said Bill, and acquaint them that this House have agreed to the said Bill, with an amendment—to which amendment their concurrence is desired.	
A Bill, entitled, An Act for improving the Administration of Justice, in Criminal Cases, in this Province; also,	Criminal Justice
A Bill, entitled, An Act to amend the Law relating to burning or destroying Buildings and Ships; also,	Burning Buildings &
A Bill, entitled, An Act for amending the Law relative to Offences against the Person, Were read as amended, and the question was put by the President, on each Bill,	Offences against Persons, Bills
Whether this Bill, as amended, shall pass ?	Finally agreed to & sent to H. A.
It was resolved in the affirmative.	
A Message was sent to the House of Assembly, by the Clerk,	
To return the said Bills, and acquaint them therewith.	
The House proceeded to the consideration of the fourth amendment proposed by this House to a Bill, entitled, An Act to amend the Laws relating to Robbery, Burglary and Larceny, which has not been agreed to by the House of Assembly.	4th am. to Robbery Bill considered and not adhered to
The said amendment was read; and,	
On motion, <i>resolved</i> , that the said amendment be not adhered to.	
A Message was sent to the House of Assembly, by the Clerk,	Message to H. A. with Bill
To return the said Bill and acquaint them therewith.	
On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.	Com. on Bills
On motion made and seconded—the House adjourned until To-morrow, at one o'clock.	Adjourn

Wednesday, 10th March, 1841.

The House met pursuant to adjournment.

PRESENT--

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.	
The Honorable James W. Johnston,	The Honorable James Ratchford,
William Lawson,	J. Leander Starr,
Alexander Stewart,	M. Tobin, jr.
William Rudolf,	D. McFarlane,
Lewis M. Wilkins, jr.	John Morton,
James S. Morse,	Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Money votes

The following Resolutions for granting Money, viz :—

£24,000	For	Roads and Bridges,	£20	For	Douglas Ferry,
150	"	Relief of Indians,	20	"	Ferry Gut of Canso,
50	"	Parrsborough Packet,	20	"	Shubenacadie Ferry,
50	"	Guysborough Packet,	10	"	C. Craig, Sable River Ferry,
400	"	Sable Island,	10	"	R. Carter, for Ferry, Gut of
50	"	Halifax Dispensary,			Canso.

Read 2nd time

Were read a second time, and the question was put by the President, on each Resolution,

Agreed to

Whether this Resolution be agreed to ?
It was resolved in the affirmative.

Dartm'h Common Bill read 2d time &

A Bill, entitled, An Act for regulating the Dartmouth Common.
Was read a second time.

Ordered to Com.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

Report variance in Records Bill without am.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to prevent a failure of Justice, by reason of variances between Records and Writings produced in evidence in support thereof, and had agreed to the same, without any amendment.

Ordered to be read 3rd time

Ordered, That the said Bill be engrossed, and read a third time, at a future day.

Rept. Seal Fisheries Bill without am.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to revive and continue the Act to encourage the Seal Fisheries of this Province, and had agreed to the same, without any amendment.

Ord. to be read 3d time

Ordered, That the said Bill be read a third time, at a future day.

Rept. Genl. Mining Bill with am.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to Incorporate the General Mining Association, and had made an amendment thereto.

Am. agreed to

Which amendment being read twice by the Clerk, was agreed to by the House.

Bill ord. to be read 3d time

Ordered, That the said Bill be read a third time, at a future day.

Rept. Lands liable to Debts Bill with am.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force, and had made several amendments thereto.

Am. agreed to

Which amendments being read twice by the Clerk, were agreed to by the House.

Motion to re-commit Bill negatived

Whereupon, Mr. Stewart moved to re-commit the said Bill, to re-insert the 12th and 13th Clauses, which have been left out by the Committee: which, being seconded, and the question being put, passed in the negative.

Mr.

WEDNESDAY, 10th MARCH, 1841.

Mr. Wilkins moved to re-commit the said Bill, for the purpose of adding the following Proviso to the seventh Clause of the said Bill.

“ Provided always, That with respect to all debts due, or judgments that may have been recovered, at any time previous to the passing of this Act, it shall not be lawful to sell the Lands levied on under any judgment now had, or hereafter to be obtained, until two years and three months have elapsed, from the time of the levying the execution thereupon.”

Which, being seconded, and the question being put, passed in the negative.

Ordered, That the said Bill be read a third time, at a future day.

Mr. Bell, the Chairman of the Committee to whom the Despatch of the 17th November, 1840, relative to the Contract entered into with Mr. Cunard for conveying Passengers and Mails to Pictou was referred, reported, that the questions for the Committee seemed to be—1st. How shall the primary object of the Despatch, viz—the transmission of the Mails to Canada, be best effected? and 2d. In what way can it be made most advantageous to the Public in union with that object? That, on the first enquiry, the Committee would not venture to give a decided opinion; it would require a more intimate acquaintance with the localities of the Country than they possessed.

If it be determined to continue the transmission of the Mails to Canada as heretofore, through the Eastern part of the Country, which, for eight months in the year, will unquestionably be the case, then it would be most desirable, in the opinion of the Committee, that the Communication should be made as commodious and expeditious as possible. That every facility should be given, by connecting all the advantages and conveniences practicable in the Land Conveyance with the Steam Packets now established. That among these advantages, it seemed of importance to the Committee that the Proprietors and Managers of the Coach Establishment on the Main Line should also provide for, and keep good, the connecting links to the extremity of the Province, for which a suitable remuneration from the Provincial Funds, so far as any deficiency in the general accounts of the Post Office Department, arising from that service, might render necessary; and also, for making good any deficiency that might arise in supporting the Establishment on the Main Line.

That, in this view of the subject, should the present route through Cumberland be continued, the Committee begged leave to suggest the propriety of the Contractors for the conveyance of the Mails taking that part of the Line also under their management. That uniting the interest of the Land and Steam Communication, and putting all under one general supervision, would, in the opinion of the Committee, produce more effective management, and give to the Public greater advantages.

Ordered, That the said Report do lie on the Table.

Mr. Starr, the Chairman of the Committee appointed to enquire into the jurisdiction, practice and proceedings, of the Court of Admiralty, reported that the Committee had attended to that duty, and recommended to the House to pass an Address to Her Majesty, praying that Her Majesty's Government would introduce into Parliament a Bill providing that all suits for Seamen's Wages, where the amount claimed should not exceed Twenty Pounds, might be excluded from the jurisdiction of the Admiralty Court, and be made cognizable before Justices of the Peace.

That the Committee called the attention of the House to an Address, passed by the House of Assembly at its last Session, recommending the adoption of certain rules and regulations for the protection of the Fisheries, the object of which was to give to the Court of Admiralty the cognizance of all Actions, Suits, Trespasses, Mariner's Wages, Shares in Fishing Voyages whatsoever, Contracts, Grants, Agreements, Covenants, Disputes, Ships let to hire or Freight, Freight Money, Charter Parties, Controversies, and other Causes of Action whatsoever, howsoever, and wheresoever arising, or which might have arisen, in respect of any thing connected with, or arising out of, dealings, services, agreements or transactions, in any wise relating to the British Fisheries in North America or elsewhere, so as the Ship, or the Fish or Oil, or produce of Animals living in the Sea, or the Masters of the Vessels engaged in such Fishery, or the Owners thereof, be brought or do come with-

Motion to recommit Bill

Negatived

Bill ord. to be read 3d time

Com. on Mail Route to Pictou report

Com. on Admiralty Court report

WEDNESDAY and THURSDAY, 10th and 11th MARCH, 1841.

in the jurisdiction of such Court of Admiralty, whether such Contract were made on shore or otherwise.

That the Committee were of opinion, that if such a regulation should go into operation, it would be attended with serious injury to the Mercantile interests of this Province.

That the Committee also recommended that the House of Assembly should be requested to join this House in an Address to Her Majesty, on the subject of the Admiralty Court.

Ordered, That the said Report do lie on the Table.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at two o'clock.

Thursday, 11th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honourable Peter McNab,
James W. Johnston,
William Lawson,
Alexander Stewart,
William Rudolf,
Lewis M. Wilkins, jr.
James S. Morse,

The Honourable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Variations in Records Bill

Read 3d time

Agreed to & sent to H. A.

A Bill, entitled, An Act to prevent a failure of Justice, by reason of variances between Records and Writings produced in evidence in support thereof, was read a third time, and the question was put by the President,

Whether this Bill shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,
To carry down the said Bill, and desire their concurrence thereto.

Seal Fisheries Bill read 3d time

Agreed to & sent to H. A.

A Bill, entitled, An Act to revive and continue the Act to encourage the Seal Fisheries of this Province, was read a third time, and the question was put by the President,

Whether this Bill shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,
To return the said Bill, and acquaint them that this House have agreed to the said Bill without any amendment.

General Mining Bill read 3d time

Agreed to & sent to H. A.

A Bill, entitled, An Act to Incorporate the General Mining Association, was read a third time, and the question was put by the President,

Whether this Bill, with the amendments, shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,
To return the said Bill, and acquaint them that this House have agreed to the said Bill with an amendment—to which amendment their concurrence is desired.

Lands liable to Debts Bill read 3d time

Agreed to & sent to H. A.

A Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force, was read a third time, and the question was put by the President,

Whether this Bill, with the amendments, shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly by the Clerk,
To return the said Bill, and acquaint them that this House have agreed to the said Bill,
with several amendments—to which amendments their concurrence is desired.

The Resolution for granting One Pound per day to each Member of the House of Assembly for forty days, was read a second time, and the question was put by the President,
Whether this Resolution be agreed to?
It was resolved in the affirmative.

Pay of Members Resolution
Read 2d time & agreed to

A Message was brought from the House of Assembly by Mr. Whidden,
To inform the House that the House of Assembly agreed to a Bill, entitled, An Act to amend the Laws relating to Robbery, Burglary and Larceny, as now amended.
Also with the following Resolution:

Message from H. A. agreeing to Robbery Bill as amended.

Resolved, That the sum Five Hundred Pounds, by the Act, passed in the last Session of the General Assembly, entitled, An Act for applying certain Monies therein mentioned for the improvement of the Great Roads in this Province, for the Road from Margaree, by Ross', to Middle River, shall be applied as follows, that is to say: Four Hundred and Sixteen Pounds, part thereof for the same Road from Margaree, by Ross', towards Middle River to Cape-Breton County line, and the residue, Eighty-four Pounds, on the Main Post Road from Middle River to Baddeck.

£500 change of appropriation for Road in Cape Breton

To which Resolution they desired the concurrence of this House.
The said Resolution was read a first time.

Read 1st time

Ordered, That the said Resolution be read a second time, at a future day.

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. Rudolf reported that the Committee had made some progress.

Com. on Bills

On motion made and seconded—the House adjourned until To-morrow, at two o'clock.

Adjourn

Friday, 12th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNah,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.
James S. Morse,

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The Honorable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.
The Resolution for a change of appropriation of £500 of Road Money in Cape-Breton, was read a second time, and the question was put by the President,
Whether this Resolution be agreed to?
It was resolved in the affirmative.

£500 change of appropriation in C. B. read 2d time

A Message was sent to the House of Assembly, by the Clerk,
To return the said Resolution, and acquaint them that this House have agreed to the said Resolution without any amendment.

Agreed to & sent to H. A.

A Message was sent to the House of Assembly, by the Clerk,

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To

FRIDAY, 12th MARCH, 1841.

12 Money Votes
sent to H. A.

To return the eleven Resolutions for granting Money agreed to on the 10th instant, and the Resolution agreed to on the 11th instant, and acquaint them that this House have agreed to the said Resolutions, without any amendment.

Message from H.
A. agreeing to am-
to General Mining
Bill

A Message was brought from the House of Assembly, by Mr. Whidden,
To inform the House that the House of Assembly agreed to the amendment proposed by this House to a Bill, entitled, An Act to Incorporate the General Mining Association.

Also, with the following Bills:

Commissioners of
Highways Port
Medway
Public Landing
Windsor &

A Bill, entitled, An Act to extend to the Town of Port Medway, in Queen's County, the Act relating to Commissioners of Highways in Halifax, and certain other places.

A Bill, entitled, An Act to continue and amend the Act to repeal the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof.

Old Road Pictou
Bills recd.

A Bill, entitled, An Act to enable the Proprietors to shut up an old Road at West River of Pictou.

To which Bills they desired the concurrence of this House.

Com. mrs. High-
ways Port Med-
way Bill read 1st
time

A Bill, entitled, An Act to extend to the Town of Port Medway, in Queen's County, the Act relating to Commissioners of Highways in Halifax, and certain other places, was read a first time.

Ordered, That the said Bill be read a second time, at a future day.

Public Landing
Windsor Bill read
1st time

A Bill, entitled, An Act to continue and amend the Act to repeal the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof, was read a first time.

Ordered, That the said Bill be referred to a Select Committee, to examine and report upon.

ref. to Sel. Com.

Committee

Ordered, That Mr. Wilkins, Mr. McFarlane and Mr. Bell, be a Committee for that purpose.

Old Road Pictou
Bill read 1st time &

A Bill, entitled, An Act to enable the Proprietors to shut up an Old Road at West River of Pictou, was read a first time.

Ord. to be publish-
ed

Ordered, That the said Bill be published in the Royal Gazette Newspaper, for the information of the parties interested therein.

Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. McNab reported that the Committee had made some progress.

Report St. Mary's
College Bill with
amdt.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act for Incorporating the Trustees of the Saint Mary's College at Halifax, and had made several amendments thereto.

Amtds. read

The said amendments were read by the Clerk as follows:

In the Preamble.—1st line—After the word "persons," insert the words "professing the Roman Catholic Religion."

10th line—Leave out the word "there."

17th line—Leave out the words "on said ground and premises."

27th line—Leave out the words "such a," and insert the words "the said."

41st line—Leave out the words "and sound," and insert the word "on."

43rd line—Leave out the words "thus avoiding," and insert the word "whereby."

46th line—After the word "Countries," insert the words "will be avoided."

At the end of the Bill insert the following clause:

And be it enacted, That this Act shall not go into operation, or be of any force and effect, until Her Majesty's pleasure shall be made known thereon.

And agreed to

And the said amendments being read a second time, were agreed to by the House.

Ordered, That the said Bill be read a third time at a future day.

Recommend Dart-
mouth Common
Bill to be ref. to
Sel. Com.

The Chairman also reported that the Committee had had under consideration a Bill, entitled, An Act for regulating the Dartmouth Common, and had directed him to report that the

the Committee recommended the said Bill should be again referred to a Select Committee, to examine and report upon.

Ordered, That the said report be received, and the said Bill be again referred to a Select Committee, to examine and report upon. Bill referred

Ordered, That Mr. Starr, Mr. Smith and Mr. Bell, be a Committee for that purpose. Committee

Mr. Starr moved that the report of the Committee appointed to enquire into the jurisdiction, practice and proceedings, of the Court of Admiralty, be adopted by the House : which, being seconded, Motion to adopt report of Admiralty Com.

Mr. Johnston moved that the said report should be committed to a Committee of the whole House : which, being seconded, and the question being put, was agreed to. Am. by motion to commit report

On motion, the House was adjourned, during pleasure, and put into a Committee for the consideration of the report of the Select Committee appointed to enquire into the jurisdiction, practice and proceedings of the Court of Admiralty.—After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress. House go into Com. on Report

A Bill, entitled, An Act to amend the Law relating to Robbery, Burglary and Larceny ; also, Report progress

A Bill, entitled, An Act to Incorporate the General Mining Association, Were read as amended, and the question was put by the President, on each Bill, Robbery & General Mining Bills

Whether this Bill, as amended, shall pass ?

It was resolved in the affirmative. Finally agreed to & sent to H. A.

A Message was sent to the House of Assembly, by the Clerk, To return the said Bills, and acquaint them therewith.

On motion made and seconded—the House adjourned until Monday, at one o'clock. Adjourn

Monday, 15th March, 1841.

The House met pursuant to adjournment.

P R E S E N T —

The Honourable S. B. Robie, President.

The Honourable Peter McNab,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
James S. Morse,

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The Honourable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of Friday were read.

A Bill, entitled, An Act to extend to the Town of Port Medway, in Queen's County, the Act relating to Commissioners of Highways in Halifax, and certain other places—was read a second time. Highways Port Medway read 2d time &

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day. Ord. to Com.

A Bill, entitled, An Act for Incorporating the Trustees of the Saint Mary's College, at Halifax—was read a third time, and the question was put by the President, Whether this Bill, with the amendments, shall pass ? St. Mary's College Bill read 3d time agreed to & sent to H. A.

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk, To return the said Bill, and acquaint them that this House have agreed to the said Bill, with amendments—to which amendments their concurrence is desired.

On motion of Mr. Stewart, *resolved*, that the Clerk do send to the Magistrates, Deputy Prothonotaries, Clerks of the Peace, and Town Clerks throughout the Province, the following Circular : Circular relative to Standing Orders

Legislative

MONDAY and TUESDAY, 15th and 16th MARCH, 1841.

Legislative Council Chamber, 15th March, 1841.

SIR,—

Inconvenience and delay having occurred from want of attention to the 57th, 58th, 59th, 60th, 63d, 65th, 71st and 74th, of the Standing Orders of this House, I am directed to send copies thereof to you, with a request that you will make their objects and contents as publicly known as possible in your vicinity. Your attention is particularly directed to the 63d Rule, which applies to Bills sent to the Council from the House of Assembly as well as to those introduced into the Legislative Council.

I have the honor to be, Sir,

Your most obedient humble servant,

JOHN C. HALLIBURTON, C. L. C.

Com. on Contingent Expenses

On motion *resolved*, that a Committee be appointed to take into consideration the contingent expences of this House, for the present Session.

Committee

Ordered, That Mr. Stewart, Mr. Smith and Mr. Starr, be a Committee for that purpose.

Com. on Dartmouth Common Bill report

Mr. Starr, the Chairman of the Committee to whom a Bill, entitled, An Act for regulating the Dartmouth Common was referred, reported that the Committee had attended to the duty assigned to them, and had had before them several of the principal Inhabitants residing in Dartmouth, from whom they had obtained the fullest information on the subject embraced by the said Bill—that the Committee now begged leave to report that the Bill, in their opinion, should be adopted.

Bill and report ord. to Com.

Ordered, That the said Bill, and the report of the Select Committee, be committed to a Committee of the whole House, at a future day.

Com. on Admiralty Report: recommend Report to be adopted

On motion, the House was adjourned, during pleasure, and put into a Committee for the further consideration of the report of the Select Committee appointed to enquire into the jurisdiction, practice and proceedings of the Court of Admiralty.—After some time the House was resumed, and Mr. McNab reported that it was the opinion of the Committee that the report should be adopted.

Com. to prepare Address to H. M. on Admiralty Court Committee

Ordered, That a Committee be appointed to prepare an Address to Her Majesty, on the subject of the Admiralty Court.

Ordered, That Mr. Starr, Mr. Smith, Mr. Ratchford, Mr. Tobin and Mr. Bell, be a Committee for that purpose.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Tuesday, 16th March, 1841.

The House met pursuant to adjournment.

PRESENT—

The Honorable S. B. Robie, President.

The Honorable Peter M'Nab,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.
James S. Morse,

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The Honorable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. M'Nab reported that the Committee had made some progress.

TUESDAY, 16th MARCH, 1841.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bill :

A Bill, entitled, An Act to Incorporate the Town of Halifax.

Halifax Incorporation Bill

To which Bill they desired the concurrence of this House.

On motion, *ordered*, that the Law Clerk do carry the said Bill to the Court of General Sessions of the Peace, now holding at Halifax, for the purpose of being read in open Court, by the Clerk of such General Sessions.

Ord. to read at Sessions

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. M'Nab reported that the Committee had made some progress.

Com. on Bills

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to extend to the Town of Port Medway, in Queen's County, the Act relating to Commissioners of Highways in Halifax, and certain other places, and had agreed to the same without any amendment.

Report Highways Port Medway Bill without amdt.

Ordered, That the said Bill be read a third time, at a future day.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act for regulating the Dartmouth Common, and had made several amendments thereto.

Report Dartmouth Common Bill with am.

The said amendments were read by the Clerk as follows :

Am. read

4th Clause—At the end of this Clause insert the following Proviso.

“Provided, that there shall be reserved and laid off through the said Lots so directed to be laid out as aforesaid, a Public Road, sixty feet wide, along the line of high water mark, or as near thereto as may conveniently be,”

6th Clause—4th line, leave out the words “Nine Hundred and.”

At the end of the Bill, add the following Clause :

“*And be it enacted*, That the Trustees shall annually submit an account of all Monies received and paid by them to the Inhabitants resident in the Town of Dartmouth, at a Meeting to be called for that purpose, on the first Monday in March, in every year, at which Meeting a Committee of three of the said Inhabitants shall be appointed to audit the account so submitted by the said Trustees, who shall make their report in writing at the next Annual Meeting of the said Inhabitants.”

And the said amendments being read a second time, were agreed to by the House.

And agreed to Bill ord. to be read 3d time

Ordered, That the said Bill be read a third time, at a future day.

Mr. Starr, the Chairman of the Committee appointed to prepare an Address to Her Majesty, on the subject of the Vice Admiralty Court, reported that they had prepared the draft of a Bill, which they recommended the House to pass—and in case it should be concurred in by the other Branches of the Legislature, they recommended this House, by Address, to pray Her Majesty to give the Royal Assent to it, and at the same time to pray Her Majesty to direct that a revision and reduction of the Costs of all Suits in the Court of Vice Admiralty should take place.

Com. on Admiralty Court report Bill & Address to H. E. relative to Admiralty Court

That the Committee had prepared an Address to His Excellency the Lieutenant-Governor, on the subject of that part of the Address of the House of Assembly of the last Session, relative to the protection of the Fisheries, which had for its object the extension of the jurisdiction of the Court of Vice Admiralty in this Province—that this Address the Committee recommended the House to adopt, and present to His Excellency without delay.

The following is the Address reported by the Committee :

TUESDAY, 16th MARCH, 1841.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bill :

A Bill, entitled, An Act to Incorporate the Town of Halifax.
To which Bill they desired the concurrence of this House.

Halifax Incorporation Bill

On motion, *ordered*, that the Law Clerk do carry the said Bill to the Court of General Sessions of the Peace, now holding at Halifax, for the purpose of being read in open Court, by the Clerk of such General Sessions.

Ord. to read at Sessions

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. M'Nab reported that the Committee had made some progress.

Com. on Bills

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to extend to the Town of Port Medway, in Queen's County, the Act relating to Commissioners of Highways in Halifax, and certain other places, and had agreed to the same without any amendment.

Report Highways Port Medway Bill without amdt.

Ordered, That the said Bill be read a third time, at a future day.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act for regulating the Dartmouth Common, and had made several amendments thereto.

Report Dartmouth Common Bill with am.
Am. read

The said amendments were read by the Clerk as follows :

4th Clause—At the end of this Clause insert the following Proviso.

“Provided, that there shall be reserved and laid off through the said Lots so directed to be laid out as aforesaid, a Public Road, sixty feet wide, along the line of high water mark, or as near thereto as may conveniently be.”

6th Clause—4th line, leave out the words “Nine Hundred and.”

At the end of the Bill, add the following Clause :

“*And be it enacted*, That the Trustees shall annually submit an account of all Monies received and paid by them to the Inhabitants resident in the Town of Dartmouth, at a Meeting to be called for that purpose, on the first Monday in March, in every year, at which Meeting a Committee of three of the said Inhabitants shall be appointed to audit the account so submitted by the said Trustees, who shall make their report in writing at the next Annual Meeting of the said Inhabitants.”

And the said amendments being read a second time, were agreed to by the House.

And agreed to Bill ord. to be read 3d time

Ordered, That the said Bill be read a third time, at a future day.

Mr. Starr, the Chairman of the Committee appointed to prepare an Address to Her Majesty, on the subject of the Vice Admiralty Court, reported that they had prepared the draft of a Bill, which they recommended the House to pass—and in case it should be concurred in by the other Branches of the Legislature, they recommended this House, by Address, to pray Her Majesty to give the Royal Assent to it, and at the same time to pray Her Majesty to direct that a revision and reduction of the Costs of all Suits in the Court of Vice Admiralty should take place.

Com. on Admiralty Court report Bill & Address to H. E. relative to Admiralty Court

That the Committee had prepared an Address to His Excellency the Lieutenant-Governor, on the subject of that part of the Address of the House of Assembly of the last Session, relative to the protection of the Fisheries, which had for its object the extension of the jurisdiction of the Court of Vice Admiralty in this Province—that this Address the Committee recommended the House to adopt, and present to His Excellency without delay.

The following is the Address reported by the Committee :

TUESDAY, 16th MARCH, 1841.

TO HIS EXCELLENCY THE RIGHT HONORABLE
LUCIUS BENTINCK,
VISCOUNT FALKLAND,

*Knight Grand Cross of the Guelphic Order, and Member
of Her Majesty's Most Honorable Privy Council,
LIEUTENANT-GOVERNOR and Commander in Chief
in and over Her Majesty's Province of Nova-
Scotia, and its Dependencies, &c. &c. &c.*

THE ADDRESS OF THE LEGISLATIVE COUNCIL.

May it please Your Excellency:

Address

The House of Assembly, at its last Session, passed an Address to Her Majesty, requesting Her Majesty to adopt certain rules and regulations for the protection of the Fisheries, the object of one of which is to extend the jurisdiction of the Court of Vice Admiralty over all matters arising out of, or in any way relating to the Fisheries, and the effect of it, if adopted, will be to give to that Court cognizance of almost all Causes connected with the Commerce of the Province.

That the expenses attendant upon Suits brought in the Court of Vice Admiralty render it very burthensome to Suitors, and the Legislative Council are of opinion, that if the regulation referred to should go into operation, it would be attended with results highly prejudicial to the interests of the Mercantile part of the Community; and they respectfully beg Your Excellency to communicate to Her Majesty their views on this subject, and to pray Her Majesty not to give Her sanction to the regulation in question, especially as a Bill is now before the Legislature, and other measures sought to be adopted, to remedy some of the evils complained of.

Ordered, That the said Address be adopted.

Com. to present to
H. E.

Ordered, That the Committee who prepared the said Address be a Committee to present the same to His Excellency the Lieutenant-Governor.

Merchant Seamen
Bill read 1st time

Mr. Starr reported from the said Committee a Bill, entitled, An Act in amendment of the Act relating to the Merchant Seamen of this Province—which was read a first time.

Ordered, That the said Bill be read a second time, at a future day.

Judiciary Bill read
1st time

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bill:

A Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein.

To which Bill they desired the concurrence of this House.

The said Bill was read a first time,

Ordered, That the said Bill be read a second time, at a future day.

Halifax Incorporation
Bill read 1st
time

A Bill, entitled, An Act to Incorporate the Town of Halifax, was read a first time.

Ordered, That the said Bill be read a second time, at a future day.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Wednesday,

WEDNESDAY, 17th MARCH, 1841.

Members summoned

Ordered, That it be the Order of the Day, for To-morrow, for the House to be put in a Committee of the whole House on the said Bill, and that the Members be summoned.

Message from H. A. agreeing to amend to St. Mary's College Bill

A Message was brought from the House of Assembly, by Mr. Whidden, To inform the House that the House of Assembly agreed to the amendments proposed by this House, to a Bill, entitled, An Act for Incorporating the Trustees of the Saint Mary's College, at Halifax.

Also agreeing to Pillory &

Also, that they agreed to a Bill, entitled, An Act to abolish the punishment of Pillory, cutting the ears of Offenders, and Whipping, and to substitute Imprisonment in lieu thereof.

Variations in Records Bills

Also, to a Bill, entitled, An Act to prevent a failure of Justice, by reason of variances between Records and Writings, produced in evidence in support thereof, without any amendment.

Great Roads East & West

Also, with the following Bills :

A Bill, entitled, An Act to provide for the improvement and repair of the Great Roads, East and West of the Capital.

Compensation of Sheriffs &

A Bill, entitled, An Act to enable Grand Juries and Courts of Session to make compensation to Sheriffs, in certain cases.

Lake Porter Bridge Bills

A Bill, entitled, An Act for the protection of Lake Porter Bridge.

Read 1st time

To which Bills they desired the concurrence of this House.

The said Bills were read a first time.

Ordered, That the said Bills be read a second time, at a future day.

St. Mary's College Bill finally agreed to & sent to H. A.

A Bill, entitled, An Act for Incorporating the Trustees of the Saint Mary's College, at Halifax, was read as amended, and the question was put by the President,

Whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them therewith.

Halifax Incorporation Bill read 3d time & Ord. to Com.

A Bill, entitled, An Act to Incorporate the Town of Halifax, was read a second time.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

Merchant Seamen Bill read 2d time & Ord. to Com.

A Bill, entitled, An Act in amendment of the Act relating to the Merchant Seamen of this Province, was read a second time.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

Com. to present Address to H. E. on Admiralty Court Report

Mr. Starr, the Chairman of the Committee of this House, appointed to present the Address of this House to His Excellency the Lieutenant-Governor, relative to the Court of Vice Admiralty, reported that the Committee had attended to that duty, and that His Excellency had been pleased to receive the Address, and to inform the Committee that he would transmit it to England by the first Packet, with his favorable recommendation.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Thursday,

Thursday, 18th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.
James S. Morse,

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The Honorable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act to provide for the improvement and repair of the Great Roads East and West of the Capital; also,

Great Roads East and West

A Bill, entitled, An Act to enable Grand Juries and Courts of Session to make compensation to Sheriffs, in certain cases; also,

Sheriff's compensation and

A Bill, entitled, An Act for the protection of Lake Porter Bridge,

Lake Porter Bridge Bills

Were read a second time.

Read 2d time and

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day.

Ord. to Com.

The House, (according to order,) was adjourned, during pleasure, and put into a Committee on a Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein.—After some time, the House was resumed, and Mr. McNab reported that the Committee had made some progress.

House in Com. on Judiciary Bill

Report progress

A Message was brought from the House of Assembly by Mr. Whidden, with the following Bills and Resolution :

A Bill, entitled, An Act for making regulations to prevent Dogs going at large, in certain cases.

Dogs going at large

A Bill, entitled, An Act to prevent inconveniences arising from delay of Causes, after issue joined.

Delay of Causes

A Bill, entitled, An Act to authorize the Congregation of the Baptist Meeting House, at Pleasant Valley, in Cornwallis, to raise Monies from the Pews of said Meeting House, for the repairing and ornamenting thereof.

Meeting House Pleasant Valley

A Bill, entitled, An Act to amend the several Acts for Incorporating the Nova-Scotia Marine Insurance Company, and the Halifax Marine Insurance Company.

Marine Insurance Companies

A Bill, entitled, An Act to amend the Act to preserve and regulate the Navigation of the Harbor of Pugwash

Pugwash Harbor

A Bill, entitled, An Act for the better administration of the Fishing Privileges, and the Common in the Township of Granville, and for appointing Trustees for the management of the same.

Fishery and Common Granville

A Bill, entitled, An Act for enforcing performance of engagements in aid of Public Works.

Engagements in aid of Public Works &

A Bill, entitled, An Act for the regulation of the Fisheries in the County of Richmond.

Fisheries Richmond Bills

Resolved, That the sum of Five Hundred Pounds be granted to any Contractor who shall enter into an agreement, duly guarded, and with an adequate penalty, after the same shall have been properly advertized, to convey the ordinary Mails and Passengers in thirteen hours, with well appointed Horses and Carriages, thrice each week, from Halifax

£500 to Contractor for Mail and Passengers to Pictou

FRIDAY and SATURDAY, 19th and 20th MARCH, 1841.

On motion, the House was adjourned, during pleasure, and put into a Committee for the further consideration of a Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein.—After some time, the House was resumed, and Mr. McNab reported that the Committee had made some progress. House in Com. on Judiciary Bill
Report progress

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress. Com. on Bills

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

Saturday, 20th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Honorable Peter McNab,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.
James S. Morse,

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The Honorable James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act for making regulations to prevent Dogs going at large, in certain cases; also, Regulation of Dogs

A Bill, entitled, An Act to prevent Inconveniences arising from delay of Causes, after Issue joined; also, Delay of Causes after issue joined

A Bill, entitled, An Act to authorize the Congregation of the Baptist Meeting House at Pleasant Valley, in Cornwallis, to raise Monies from the Pews of the said Meeting House, for the repairing and ornamenting thereof; also, Baptist Meeting Pleasant Valley

A Bill, entitled, An Act to amend the several Acts for Incorporating the Nova-Scotia Marine Insurance Company, and the Halifax Marine Insurance Company; also, Marine Insurance Companies

A Bill, entitled, An Act for enforcing performance of engagements in aid of Public Works; also, Engagements in aid of Public Works

A Bill, entitled, An Act for the regulation of the Fisheries in the County of Richmond; also, Fisheries Richmond and

A Bill, entitled, An Act for the encouragement of Agriculture and Rural Economy in this Province, Agriculture Bills

Were read a second time. Read 2d time and

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day. Ord. to Com.

A Bill, entitled, An Act to amend the Act to preserve and regulate the Navigation of the Harbor of Pugwash, was read a second time. Pugwash Harbour Bill read 2d time

And it not appearing that the said Bill was published or read at the General Sessions of the Peace for the County of Cumberland, as required by the Standing Orders of this House, And def. 3 months

On motion, resolved, that the further consideration of the said Bill be deferred to this day three months.

A Bill, entitled, An Act for the better administration of the Fishing Privileges, and the Common, in the Township of Granville, and for appointing Trustees for the management of the same, was read a second time. Fishery and Common Bill read 2d time

Ordered,

<p>And refd. to Sel. Corn. Committee</p>	<p><i>Ordered</i>, That the said Bill be referred to a Select Committee, to examine and report upon.</p> <p><i>Ordered</i>, That Mr. Johnston, Mr. Smith and Mr. Ratchford, be a Committee for that purpose.</p>
<p>Town House Cornwallis ord. to Com.</p>	<p><i>Ordered</i>, That a Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, be committed to a Committee of the whole House, at a future day.</p>
<p>Leave of absence to Mr. Morton</p>	<p>On motion, <i>ordered</i>, that Mr. Morton have leave of absence, to return home on account of illness in his Family.</p>
<p>£500 Contractor for Mail and passengers to Pictou read 2d time Conference on</p>	<p>The Resolution for granting £500 to the Contractor for Mail and Passengers to Pictou, was read a second time.</p> <p>On motion, <i>resolved</i>, that a Conference be desired with the House of Assembly, by Committee, on the said Resolution.</p>
<p>Com. on Bills</p>	<p>On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. Morse reported that the Committee had made some progress.</p>
<p>Report Lake Porter Bridge Compensation to Sheriffs</p>	<p>The Chairman also reported that the Committee had gone through</p> <p>A Bill, entitled, An Act for the protection of Lake Porter Bridge ; also,</p> <p>A Bill, entitled, An Act to enable Grand Juries and Courts of Session to make compensation to Sheriffs, in certain cases ; also,</p>
<p>Great Roads east & west Bills Without amdt.</p>	<p>A Bill, entitled, An Act to provide for the improvement and repair of the Great Roads East and West of the Capital.</p> <p>And had agreed to the same without any amendment.</p> <p><i>Ordered</i>, That the said Bills be read a third time, at a future day.</p>
<p>Report Merchant Seamen Bill with amtds.</p>	<p>The Chairman also reported that the Committee had gone through a Bill, entitled, An Act in amendment of the Act relating to the Merchant Seamen of this Province, and had agreed to the same without any amendment.</p> <p><i>Ordered</i>, That the said Bill be engrossed, and read a third time, at a future day.</p>
<p>Message from H. E. with extract from Minutes of Quarter Sessions & presentment of Grand Jury rel. to Incorporation of Halifax</p>	<p>Mr. Johnston, by His Excellency the Lieutenant-Governor's command, laid before the House an Extract from the Minutes of the Quarter Sessions at Halifax ; and also, a Presentment of the Grand Jury, relative to the Incorporation of the Town of Halifax.</p> <p>The same were read and ordered to lie on the Table.</p> <p style="text-align: center;">(For Papers, vide Appendix No. 21.)</p>
<p>Duties of Impost</p>	<p>A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bills :</p> <p>A Bill, entitled, An Act to continue and amend the Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof.</p>
<p>Regulation of Duties</p>	<p>A Bill, entitled, An Act to continue the Act for the general regulation of the Colonial Duties.</p>
<p>Drawbacks</p>	<p>A Bill, entitled, An Act to continue the Act concerning Goods exported, and for granting Drawbacks.</p>
<p>Smuggling Warehousing Importation of Goods</p>	<p>A Bill, entitled, An Act to continue the several Acts for the prevention of Smuggling.</p> <p>A Bill, entitled, An Act to continue and amend the Act for the Warehousing of Goods.</p> <p>A Bill, entitled, An Act to continue and amend the Act for regulating the Importation of Goods.</p>
<p>Licenses</p>	<p>A Bill, entitled, An Act to continue and amend the Act for granting Duties on Licences for the sale of Spirituous Liquors, and the Act to alter the same.</p>
<p>Licenses Halifax</p>	<p>A Bill, entitled, An Act to continue the Act for granting Duties on Licences for the sale of Spirituous Liquors, and for Sales by Auction, in Halifax, and the Act to alter the same.</p>
<p>Monies on Ronds and Bridges</p>	<p>A Bill, entitled, An Act to continue the Act to regulate the expenditure of Monies hereafter</p>

after to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof.

A Bill, entitled, An Act to enable the Grand Jury of the County of Queen's to assess the Inhabitants for certain expences incurred by the Clerk of Licences in prosecuting Persons for a breach of the Law regulating the Retail of Spirituous Liquors. Queen's County Assessment

A Bill, entitled, An Act to extend to the Village of Maitland, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places. Highways Maitland

To which Bills they desired the concurrence of this House.

The said Bills were read a first time.

Read 1st time

Ordered, That the eight Revenue Bills be referred to a Select Committee, to examine and report upon. Revenue Bills ref. | to Sel. Com.

Ordered, That Mr. Smith, Mr. Starr and Mr. Tobin, be a Committee for that purpose, and that the Law Clerk do attend them. Committee

Ordered, That the three last mentioned Bills, be read a second time, at a future day.

Mr. Johnston, by His Excellency the Lieutenant-Governor's command, laid before the House an Account of the Monies received at the Saving's Bank, for the year 1840. Message from H. E. with Acct. of Savings Bank

Also, several Communications relative to the Coasting Trade between this Province and the Province of New-Brunswick. Communications rel. to Coasting Trade between N. S. and N. B.

The same were ordered to lie on the Table,

(For Account, vide Appendix No. 22.)

(For Communications, vide Appendix No. 23.)

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. Com. on Bills
After some time the House was resumed, and Mr. Morse reported that the Committee had made some progress.

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

Monday, 22d March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Right Reverend and Honourable the Lord Bishop.

The Honourable Peter McNab,
Norman F. Uniacke,
James W. Johnson,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.

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The Honourable James S. Morse,
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
Hugh Bell.

PRAYERS.

The Minutes of Saturday were read.

A Bill, entitled, An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof; also, Monies on Roads & Bridges

A Bill, entitled, An Act to enable the Grand Jury of the County of Queens, to Assess the Inhabitants for certain expenses incurred by the Clerk of Licenses, in prosecuting persons for a breach of the Law, regulating the Retail of Spirituous Liquors; also, Queen's County Assessment and

A Bill, entitled, An Act to extend to the Village of Maitland, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places, Highways Maitland Bills

Were read a second time.

Read 2d time and

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Ordered,

MONDAY, 22d MARCH, 1841.

Ord. to Com.	<i>Ordered</i> , That the said Bills be committed to a Committee of the whole House, at a future day.
Lake Porter Bridge	A Bill, entitled, An Act for the protection of Lake Porter Bridge ; also,
Compensation to Sheriffs and	A Bill, entitled, An Act to enable Grand Juries and Courts of Session to make compensation to Sheriffs, in certain cases ; also,
Great Roads East and West Bills	A Bill, entitled, An Act to provide for the improvement and repair of the Great Roads, East and West of the Capital,
Read 3d time	Were read a third time, and the question was put by the President, on each Bill, Whether this Bill shall pass ?
Agreed to and sent to H. A.	It was resolved in the affirmative. A Message was sent to the House of Assembly, by the Clerk, To return the said Bills, and acquaint them that this House have agreed to the said Bills, without any amendment.
Merchant Seamen Bill read 3d time	A Bill, entitled, An Act in amendment of the Act relating to the Merchant Seamen of this Province—was read a third time.
Amendmt. made	Then the following amendment was made to the said Bill. “ <i>And be it enacted</i> , That this Act shall not go into operation, or be of any effect, until Her Majesty’s pleasure shall be made known thereon.”
Bill agreed to and sent to H. A.	Then the question was put by the President, Whether this Bill shall pass ? It was resolved in the affirmative. A Message was sent to the House of Assembly, by the Clerk, To carry down the said Bill, and desire their concurrence thereto.
Com. on Revenue Bills report	Mr. Smith, the Chairman of the Committee to whom the Revenue Bills were referred, made his report—whereupon,
Duties of Impost	A Bill, entitled, An Act to continue and amend the Act for granting Colonial Duties of Impost, for the support of Her Majesty’s Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof ; also,
Regulation of Duties	A Bill, entitled, An Act to continue the Act for the general regulation of the Colonial Duties ; also,
Drawbacks	A Bill, entitled, An Act to continue the Act concerning Goods Exported, and for granting Drawbacks ; also,
Smuggling	A Bill, entitled, An Act to continue the several Acts for the prevention of Smuggling ; also,
Warehousing	A Bill, entitled, An Act to continue and amend the Act for the Warehousing of Goods ; also,
Importation of Goods	A Bill, entitled, An Act to continue and amend the Act for regulating the Importation of Goods ; also,
Licences and	A Bill, entitled An Act to continue and amend the Act for Granting Duties on Licenses for the Sale of Spirituous Liquors, and the Act to Alter the same ; also,
Licences Halifax Bills	A Bill, entitled, An Act to continue the Act for granting Duties on Licenses, and for the Sale of Spirituous Liquors, and for Sales by Auction in Halifax, and the Act to alter the same,
Read 2d time and Ord. to Com.	Were read a second time. <i>Ordered</i> , That the said Bills be committed to a Committee of the whole House, at a future day.
Com. of whole on Judiciary Bill	On motion, the House was adjourned during pleasure, and put into a Committee for the further consideration of a Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein.—After some time the House was resumed, and Mr. McNab reported that the Committee had gone through the said Bill, and made several amendments thereto, and recommended that a Conference be held with the House of Assembly, by Committee, on the said Bill.
Report Bill with amend. And recommend Conference	The

MONDAY, 22d MARCH, 1841.

The said amendments were read by the Clerk, as follows, viz :

8th Clause.—1st line—After the word “that,” leave out all the words to the word “Provided,” in the 3d line, and insert instead thereof the following words: “nothing contained in the seventh Clause of the Act, passed in the fiftieth year of the Reign of His late Majesty King George the Third, entitled, “An Act to alter and extend the times of holding the Supreme Court in several of the Counties and Districts of this Province, and for declaring the qualification of persons hereafter to be appointed Justices of the said Court, their number and salaries,” shall be held to disqualify the said Chief Justice or First Justices to hold the office of an Assistant Justice of the Supreme Court.”

Amdts. read

22nd Clause—4th line—Insert the word “last” instead of “third.”

6th line—Insert the word “first” instead of “fourth”—insert the word “May” instead of “April.”

8th line—Insert the word “second” before “Tuesday.”—Leave out the words “next after the fourth Tuesday of April,” in the 8th and 9th lines, and insert instead the words “of May.”

10th line—Insert the word “third” before the word “Tuesday.”—Leave out the words “next but one after the fourth Tuesday of April,” in the 10th and 11th lines, and insert the words “of May.”

13th line—Insert the word “third” instead of “last.”

14th line—Insert the word “October” instead of “September.”

16th line—Insert the word “second” instead of “first.”

18th line—Insert the word “first” instead of “second.”

19th line—Insert the word “last” instead of “third.”

20th line—Insert the word “September” instead of “October.”

23rd Clause.—7th line—After the word “respectively,” leave out the remainder of the Clause.

31st Clause.—10th line—After the word “directed,” leave out the remainder of the Clause.

And the said amendments being read a second time, were agreed to by the House.

Ordered, That the Report be received, and a Conference be desired with the House of Assembly, by Committee, on the said Bill.

A Message was sent to the House of Assembly, by the Clerk,
To desire the said Conference.

And agreed to

Conference on Bill
to be asked

Message to H. A.
to ask Conference

A Message was brought from the House of Assembly, by Mr. Whidden,
To inform the House that the House of Assembly agreed to the Conference desired by the House.

Agreed to

Ordered, That Mr. Stewart, Mr. Bell and Mr. Smith, be a Committee of this House to manage the said Conference.

Committee

And the Managers went to the Conference, and being returned, Mr. Stewart reported that the Committee had held the said Conference, and stated the substance of the Conference to the House.

Report

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills.—After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.

Com. on Bills

Report Progress

A Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, was read a third time.

Judiciary Bill
read 3d time

Then the following amendment was made to the said Bill.

Amdt. made

2d Clause.—At the end of the Clause add the following words :

“And that the Offices of President of Sessions for the Island of Cape-Breton, and President of Sessions for the Eastern, Western, and Middle Divisions or Districts of Nova-Scotia, held by the Chief Justice of the Inferior Court of the said Island, and by the First Justices of the Inferior Court of the said Divisions or Districts of Nova-Scotia, respectively, shall be abolished and cease.”

Then

Bill agreed to & sent to H. A.

Then the question was put by the President,
Whether this Bill, with the amendments, shall pass?
It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them that this House have agreed to the said Bill, with amendments—to which amendments their concurrence is desired.

Com. on Bills
Report progress

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.

Adjourn

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

Tuesday, 23d March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.

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The Honorable James S. Morse,
James Ratchford,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Leave of absence to Mr. Ratchford

On motion, *ordered*, that Mr. Ratchford have leave of absence, to return home on urgent private business.

Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.

Report

The Chairman also reported that the Committee had gone through

Duties of Impost

A Bill, entitled, An Act to continue and amend the Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof; also,

Regulation of Duties

A Bill, entitled, An Act to continue the Act for the general regulation of the Colonial Duties; also,

Drawbacks

A Bill, entitled, An Act to continue the Act concerning Goods exported, and for granting Drawbacks; also,

Smuggling

A Bill, entitled, An Act to continue the several Acts for the prevention of Smuggling; also,

Warehousing

A Bill, entitled, An Act to continue and amend the Act for the Warehousing of Goods; also,

Importation of Goods

A Bill, entitled, An Act to continue and amend the Act for regulating the Importation of Goods; also,

Licenses

A Bill, entitled, An Act to continue and amend the Act for granting Duties on Licences for the sale of Spirituous Liquors, and the Act to alter the same; also,

Licenses Halifax

A Bill, entitled, An Act to continue the Act for granting Duties on Licences and for the sale of Spirituous Liquors, and for Sales by Auction, in Halifax, and the Act to alter the same; also,

TUESDAY, 23d MARCH, 1841.

- A Bill, entitled, An Act to set off North Sydney as a separate Township ; also, North Sydney
- A Bill, entitled, An Act to authorize the Congregation of the Baptist Meeting House, at Pleasant Valley, in Cornwallis, to raise Monies from the Pews of said Meeting House, for the repairing and ornamenting thereof ; also, Baptist Meeting Pleasant Valley
- A Bill, entitled, An Act for the regulation of the Fisheries in the County of Richmond ; also, Fisheries Richmond
- A Bill, entitled, An Act to extend to the Village of Maitland, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places ; also, Highways Maitland
- A Bill, entitled, An Act to enable the Grand Jury of the County of Queen's to assess the Inhabitants for certain expenses incurred by the Clerk of the Licenses in prosecuting persons for a breach of the Law, regulating the retail of Spirituous Liquors ; also, Queen's County assesment &
- A Bill, entitled, An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof. Monies on Roads & Bridges Bills without amdt.
- And had agreed to the same without any amendment.
- Ordered,* That the said Bill be read a third time, at a future day.
- The Chairman also reported that the Committee had gone through a Bill, entitled, An Act for making regulations to prevent Dogs going at large, in certain cases, and had made an amendment thereto. Report regulation of Dogs Bill with amdt.
- The said amendment was read by the Clerk as follows : Amdt. read
- At the end of the Bill add the following Clause :
- And be it enacted,* That this Act shall continue and be in force for one year, and from thence to the end of the then next Session of the General Assembly.
- And the said amendment being read a second time, was agreed to by the House. And agreed to
- Ordered,* That the said Bills be read a third time, at a future day.
- The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to prevent inconveniences arising from delay of Causes, after issue joined, and had made several amendments thereto. Report delay of causes after issue joined, with amdts.
- The said amendments were read by the Clerk as follows : Amdts. read
- 1st Clause.—3d line—leave out the words "is or."
- 8th line—leave out the words "hath or have neglected, or."
- 11th and 12th lines—leave out the words "having become nonsuit or obtained," and insert instead "shall obtain."
- 14th line—leave out the words "shall have been, or."
- 16th line—leave out the word "have"—insert "pass" instead of "passed."
- 18 and 19th lines—leave out the words "or shall have been."
- 20th and 21st lines—leave out the words "shall have been, or."
- 22 and 23d lines—leave out the words "have been or shall"—leave out the words "is to."
- 26th line—leave out the words "shall have neglected or."
- 45th line—after the word "issue" leave out the remainder of the Clause.
- And the said amendments being read a second time, were agreed to by the House. And agreed to
- Ordered,* That the said Bill be read a third time, at a future day.
- The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, and had agreed to the same without any amendment. Report Cornwallis Town House Bill without amdt
- Ordered,* That the said Bill be engrossed, and read a third time, at a future day.
- The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to Incorporate the Town of Halifax, and had made several amendments thereto. Report Halifax Incorporation Bill with amdts.
- The said amendments were read by the Clerk as follows : Amdts. read
- 14th Clause.—2d line—insert "three" instead of "five," and "second" instead of "third."
- 15th Clause.—3d and 6th lines—insert "three" instead of "five," and "second" instead of "third."
- 16th Clause.—At the end of the Clause add the following words : "unless the outgoing Mayor shall desire to retire from the City Council, and shall, within two days after the expiration

TUESDAY, 23d MARCH, 1841.

piration of his Mayoralty, give notice in writing of his resignation to the City Council, in which case a Councillor shall be elected by the Ward, by which the Mayor elect was elected, in manner herein prescribed."

18th Clause.—21st line—insert "Blanks" for "Blank"—after "sworn" insert "the title of the office and."

24th Clause.—Leave out the Proviso.

26th Clause.—3d line—insert "five" instead of "four."

28th Clause.—5th line—insert "one" instead of "that"—leave out the words "in which he may reside."

29th Clause.—5th line—leave out "before."

39th line—after "fide" insert "yearly."

Last line—insert "tenure" instead of "terms."

31st Clause.—2d line—leave out "by the said Electors in the City Council," and insert "under this Act"—leave out "on."

32d Clause.—last line—insert "there" instead of "they are."

At the end of the Clause add the following Proviso:

"Provided, that no person shall be re-elected to the office of Mayor, until at least one year after the termination of his last occupancy of the office."

34th Clause.—2d line—after "year" insert "or as soon thereafter as the returns of the Members elect shall be complete."

36th Clause.—6th line—insert "of" instead of "to"—before "Alderman" insert "City Councillor."

7th line—insert "of" instead of "to."

9th line—after "Pound" insert "and the election to any of the said offices shall be held prima facie evidence of qualification on the part of the person appointed, unless such person shall make oath before the Mayor, who is hereby authorized to administer such oath, that he is not possessed of the qualification for the office required by this Act in some particular or particulars, to be stated in such oath.

31st line—Leave out "and Quarter Master General of Militia."

37th Clause.—4th line—insert "two" instead of "four."

41st Clause.—4th line—after "Mayor" insert "or in his absence by the presiding Alderman."

53d Clause.—18th line—after "punish" insert "by imprisonment in the Common Gaol or House of Correction, not exceeding thirty days, or."

57th Clause.—3d and 4th lines—leave out "being a Barrister of the Supreme Court of Nova-Scotia of at least three years standing," and insert "who shall have been enrolled an Attorney or Barrister of the Supreme Court of this Province for at least seven years before the passing of this Act."

58th Clause.—23d line—insert "or" instead of "of."

29th line—insert "the new Cemetery on the Common" instead of "the Public Burial Grounds."

At the end of the Clause add the following Proviso:

"Provided, That nothing in this Clause contained shall affect Churches or other places of Worship, and the ground pertaining thereto, Glebes, School Houses, and the grounds thereto appertaining, and the Burial Grounds now in use in the said Town."

61st Clause.—After this Clause insert the following Clause:

"And be it enacted, That all appeals from assessments of Rates instead of being made in the Court of Sessions as prescribed by the Acts now in force, shall hereafter be made to the City Council, in the same manner and under the like restrictions as directed by the said Acts."

62d Clause.—2d line—insert "a majority" instead of "any two."

8th line.—Leave out "any two."

13th line.—Leave out "two."

15th line.—Leave out "two."

26th and 27th lines—leave out "any two."

66th Clause.—5th line—leave out “sole.”

6th line.—Leave out “of the ward to which they belong.”

9th line.—Leave out “exclusive.”

73d Clause.—Leave out this Clause, and insert the following :

“*And be it enacted*, That the Commissioners of the Poor shall, once in each year at least, render to, and file in, the Office of the City Clerk an account of all monies received and expended by them, which account shall be examined and audited by the City Council in the manner hereinbefore prescribed for the passing of accounts, and subject to such Bye-Laws and Regulations as may be made relative thereto.”

84th Clause.—2d line—insert “five” instead of “four.”

And the said amendments being read a second time, were agreed to by the House.

Ordered, That the said Bill be read a third time, at a future day.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Resolutions :

Resolved, That the sum of Ten Pounds remaining unexpended from the grant for rebuilding LaHave Bridge, be paid to John Wile, the Contractor for building said Bridge, for certain extra work performed by him in raising the road at each end of the said Bridge. £10 change of appropriation for LaHave Bridge

Resolved, That the sum of Five Pounds, granted in the last Session of the General Assembly for the repair of the road from Peter Perry's to Round Bay Bridge, in the Township of Shelburne, and remaining undrawn from the Treasury, be applied to the repair of the road from Benjamin Perry's to Round Bay Bridge aforesaid; and that the sum of Eight Pounds, granted last Session for the repair of the road from Carlton Village to William Doane's, in the said Township, remaining also undrawn from the Treasury, be applied to the road from Carlton Village to the Post Road in the Township of Shelburne aforesaid; that the sum of Seven Pounds, granted in the year of Our Lord One Thousand Eight Hundred and Thirty-nine, for the repair of the road from Holden's Bars to Crowell's Brook, in the said Township, also remaining undrawn from the Treasury, be appropriated for the road from David McKay's to the repair of west end of Jordan Bridge, in said Township. Change of appropriation for Roads in Shelburne

To which Resolutions they desired the concurrence of this House.

The said Resolutions were read a first time,

Read 1st time

Ordered, That the said Resolutions be read a second time, at a future day.

On motion, *ordered*, that Mr. Wilkins have leave of absence from Monday next, to return home on urgent private business.

Mr. Ratchford, in the absence of Mr. Morton, the Chairman of the Committee appointed to take into consideration the necessity and practicability of a daily communication between Halifax and Saint John, New Brunswick, reported that the Committee had attended to that duty—that they had addressed Circulars to such persons in this and the neighbouring Province, as the Committee considered well qualified to impart the most correct information. Com. on daily communication with St. John, Report

That the distance in a direct line between the two places appeared to be 126 miles—that from Communications received from upwards of fifty persons, nearly all agreed that a Daily Communication was both desirable and practicable, but as might naturally be expected, from the various localities of their residence and other causes, they differed as to which was the most suitable line of route.

That the greater number of Communications, in answer to the Circulars, had recommended that the Route should be by land to the south shore of the Bay of Fundy, through King's County, and thence by Steam Boat to St. John, the distance in this way being the shortest, viz: about 150 miles—that it was supposed that the erection of a secure Low Water Harbor would cost about from £2000 to £5000, and to complete the road in a manner fit for a Stage Coach from £200 to £300—that by this route the distance was nearly equal by land and water; and if a safe Harbor could be completed, it was believed that the Mail might be taken the whole distance in eighteen or twenty hours.

That, as there was at present no Low Water Harbor on the South Shore of the Bay of Fundy, East of Digby, it would also prove of the greatest advantage to Mariners.

That

That the objections to this Line were the expence of forming a Harbor, and the drift ice in winter ; yet it was confidently stated that the ice would obstruct the Navigation but for a few days in the year, and only in one year in seven on an average.

That the next shortest distance was via Windsor, distance 157 miles ; the objections to this Route were the absence of a Low Water Harbor, the ice in the winter, and the rapid current through the Strait by Cape Split.

That the next shortest Route was by land to the Mouth of the Halfway River, and Horton Bluff, thence by Steamer, that the whole distance was about 160 miles, that a Wharf or Pier would be required at either of those places, at a supposed cost of £200 to £500, and from £100 to £200 for the road—that the objections to this line were, the probable expence, and the ice, as at Windsor.

That the next shortest line was by way of Dalhousie Settlement, Annapolis and Digby—that the whole distance, as reported by an experienced Surveyor, was 173 miles, or if, by water, from Annapolis to Digby, during Summer, somewhat shorter—that the objections to this line were the great distance over land—the barrenness of the soil through which the road would pass, and its expence, which was estimated from £8000 to £30,000—sums varying between these amounts according to the different judgments of Persons to whom Circulars were addressed.

That another Route, recommended by several Gentlemen resident in Lunenburg, was, by water, by Steam Boat to Lunenburg, thence across the Country to Annapolis and Victoria, thence by water to St. John, varying but little in distance from the Dalhousie route—the probable expence of opening this road was computed at about £10,000.

That the next shortest line recommended, was by the present route to Bridgetown, thence to Indian Beach on the Granville shore, and by Steamer to St. John—that the distance was estimated at 180 miles, and through the most populous and fertile Districts.

And lastly, the route by Dorchester, was stated at 266 miles by land ; or if, by way of Parrsborough, crossing the Basin of Minas, about 17 miles less.

That the Committee had thus embodied the various opinions and information submitted ; and being satisfied that very many important benefits would be the result of a daily communication between this and the Sister Province, and feeling a strong desire to unite with them in any measure which might prove of mutual advantage, and strengthen the ties of sympathy and affection, as well as forward the views of the British Government, as regarded the dispatch of the Mails ; and having come to the unanimous opinion that the object was of paramount importance, would propose that a Committee should be named to wait upon His Excellency, and respectfully to request that he would be pleased, during the recess, to direct competent persons to examine into the practicability of forming a safe Low Water Harbor at such convenient place on the South Shore of the Bay of Fundy and Bason of Minas, as might be made available to the proposed object ; and to obtain competent reports upon such other of the Routes referred to, as His Excellency might deem proper and desirable.

Ordered, That the said Report do lie on the Table.

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

Adjourn

Wednesday, 24th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,

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The Honorable Lewis M. Wilkins, jr.
James S. Morse,
J. Leander Starr,
D. McFarlane,
Hugh Bell.

The Minutes of yesterday were read.	
The Resolution for a change of appropriation for LaHave Bridge ; also,	Changes of Approp- riation
The Resolution for a change of appropriation for Roads in Shelburne,	
Were read a second time, and the question was put by the President, on each Resolu- tion,	Read 2d time
Whether this Resolution be agreed to ?	
It was resolved in the affirmative.	Agreed to and
A Message was sent to the House of Assembly, by the Clerk,	
To return the said Resolutions, and acquaint them that this House have agreed to the same, without any amendment.	Sent to H. A.
A Bill, entitled, An Act to continue and amend the Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promot- ing the Agriculture, Commerce, and Fisheries thereof ; also,	Duties of Impost
A Bill, entitled, An Act to continue the Act for the general regulation of the Colonial Duties ; also,	Regulation of Du- ties
A Bill, entitled, An Act to continue the Act concerning Goods exported, and for grant- ing Drawbacks ; also,	Drawbacks
A Bill, entitled, An Act to continue the several Acts for the prevention of Smuggling ; also,	Smuggling
A Bill, entitled, An Act to continue and amend the Act for the Warehousing of Goods ; also,	Warehousing
A Bill, entitled, An Act to continue and amend the Act for regulating the Importation of Goods ; also,	Importation of Goods
A Bill, entitled, An Act to continue and amend the Act for granting Duties on Licences for the sale of Spirituous Liquors, and the Act to alter the same ; also,	Licenses
A Bill, entitled, An Act to continue the Act for granting Duties on Licences for the sale of Spirituous Liquors, and for Sales by Auction, in Halifax, and the Act to alter the same ; also,	Licenses Halifax
A Bill, entitled, An Act to set off North Sydney as a separate Township ; also,	North Sydney
A Bill, entitled, An Act to authorize the Congregation of the Baptist Meeting House at Pleasant Valley, in Cornwallis, to raise Monies from the Pews of the said Meeting House, for the repairing and ornamenting thereof ; also,	B. Meeting P. Val- ley
A Bill, entitled, An Act for the regulation of the Fisheries in the County of Richmond ; also,	Fisheries Richmond
A Bill, entitled, An Act to extend to the Village of Maitland, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places ; also,	Highways Maitland
A Bill, entitled, An Act to enable the Grand Jury of the County of Queen's to assess the Inhabitants for certain expenses incurred by the Clerk of Licenses in prosecuting Per- sons for a breach of the Law regulating the Retail of Spirituous Liquors ; also,	Queen's County Assessment and
A Bill, entitled, An Act to continue the Act to regulate the expenditure of Monies hereafter	Monies on Roads and Bridges Bills

WEDNESDAY, 24th MARCH, 1841.

- hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof,
- Read 3d time Were read a third time, and the question was put by the President,
Whether this Bill shall pass ?
- Agreed to and It was resolved in the affirmative.
- Sent to H. A. A Message was sent to the House of Assembly, by the Clerk,
To return the said Bills, and acquaint them that this House have agreed to the said Bills,
without any amendment.
- Cornwallis Town House Bill read 3d time A Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, was read a third time, and the question was put by the President,
Whether this Bill shall pass ?
- Agreed to and It was resolved in the affirmative.
- Sent to H. A. A Message was sent to the House of Assembly, by the Clerk,
To carry down the said Bill, and desire their concurrence thereto.
- Regulation of Dogs and Delay of Causes Bills A Bill, entitled, An Act for making regulations to prevent Dogs going at large, in certain cases; also,
A Bill, entitled, An Act to prevent inconveniences arising from delay of Causes, after issue joined,
- Read 3d time Were read a third time, and the question was put by the President on each Bill,
Whether this Bill, with the amendments, shall pass ?
- Agreed to and It was resolved in the affirmative.
- Sent to H. A. A Message was sent to the House of Assembly, by the Clerk,
To return the said Bills, and acquaint them that this House have agreed to the said Bills, with amendments—to which amendments their concurrence is desired.
- Message to H. A. to ask Conference on Resolution for Pictou Mail Carrier A Message was sent to the House of Assembly, by the Clerk,
To desire a Conference with that House, by Committee, on the Resolution for granting £500 to the Contractor for carrying Mails and Passengers to Pictou.
- Com. on Bills On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. McNab reported that the Committee had made some progress.
- Report Agriculture Bill with amdt. The Chairman also reported that the Committee had gone through a Bill, entitled, An Act for the encouragement of Agriculture and Rural Economy in this Province, and had made an amendment thereto.
- Amdt. read The said amendment was read by the Clerk as follows:
1st Clause.—5th line—leave out the words “ consent and.”
- And agreed to And the said amendment being read a second time, was agreed to by the House.
Ordered, That the said Bill be read a third time, at a future day.
- Report Marine Insurance Comp'ys. Bill without amdt. The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to amend the several Acts for Incorporating the Nova-Scotia Marine Insurance Company, and the Halifax Marine Insurance Company, and had agreed to the same without any amendment.
Ordered, That the said Bill be read a third time, at a future day.
- Recommend Engagements in aid of Public Works Bill to be deferred 3 months The Chairman also reported that the Committee had had under consideration a Bill, entitled, An Act for enforcing performance of engagements in aid of Public Works; and had directed him to report that it was the opinion of the Committee that the further consideration of the said Bill should be deferred to this day three months.
Ordered, That the said report be received, and the further consideration of the said Bill be deferred to this day three months.
- Report received and Bill deferred
- Message from H. A. disagreeing to amdt. to Marriage and Divorce Bill A Message was brought from the House of Assembly, by Mr. Whidden,
To inform the House that the House of Assembly did not agree to the amendment proposed by this House to a Bill, entitled, An Act concerning the Court of Marriage and Divorce.
Also,

WEDNESDAY, 24th MARCH, 1841.

Also, that the House of Assembly agreed to all the amendments proposed by this House to a Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, except the amendments to the 4th, 6th, 8th, 9th, 10th and 11th lines of the 22d Clause, and the amendment proposed to the 31st Clause.

And agreeing to some and disagreeing to other amts. to Judiciary Bill

The Messenger also informed the House, that the House of Assembly agreed to the Conference desired by this House.

And agreeing to Conference

Ordered, That Mr. Stewart and Mr. Bell be a Committee of this House to manage the said Conference.

Committee

A Message was brought from the House of Assembly, by Mr. Whidden, To inform the House that the House of Assembly agreed to the amendment proposed by this House to a Bill, entitled, An Act for making regulations to prevent Dogs going at large, in certain cases.

Message from H.A.

Agreeing to amdt. to regulation of Dogs Bill

Also, to inform the House that the House of Assembly did not agree to the amendments proposed by this House to a Bill, entitled, An Act to prevent inconveniences arising from delay of Causes, after issue joined.

Not agreeing to amdt. to Delay of Causes Bill

Mr. Stewart, the Chairman of the Committee of this House, appointed to manage the Conference with a Committee of the House of Assembly, on the subject of the Resolution granting £500 to the Contractor for carrying the Mails and Passengers to Pictou, reported that the Committee had held the said Conference, and stated the substance of the Conference to the House.

Report of Com. of Conference on Pictou Mail Contractors vote

Whereupon, the Resolution for granting the sum of £500 to the Contractor for carrying Mails and Passengers to Pictou, was read a second time, and the question was put by the President,

Vote to Pictou Mail Carrier read 2d time

Whether this Resolution be agreed to ?

It was resolved in the affirmative.

Agreed to and

A Message was sent to the House of Assembly, by the Clerk,

To return the said Resolution, and acquaint them that this House have agreed to the same without any amendment.

Sent to H. A.

The House proceeded to the consideration of those amendments to a Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, which have not been agreed to by the House of Assembly.

Am. to Judiciary Bill considered

The same were read, and,

On motion, *resolved*, that the said amendments be not adhered to.

And not adhered to

Mr. Stewart presented a Bill, entitled, An Act to alter and amend the Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein.

Bill to alter Judiciary Bill presented and

The said Bill was read a first time.

Read 1st time

On motion, *resolved unanimously*, that the Standing Order of this House, No. 72, relative to Bills not being read or proceeded in twice on the same day, be suspended, with regard to the said Bill.

Standing Order suspended

Whereupon, the said Bill was, on motion, read a second time.

Bill read 2d time

Ordered, That the said Bill be committed to a Committee of the whole House presently.

Committed

On motion, the House was adjourned, during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. McNab reported that the Committee had gone through the said Bill, and had agreed to the same without any amendment.

Ordered, That the said Bill be engrossed, and read a third time presently.

The said Bill was read a third time, and the question was put by the President,

Read 3d time and

Whether this Bill shall pass ?

It was resolved in the affirmative.

Agreed to

A Message was sent to the House of Assembly, by the Clerk,

To return a Bill, entitled, An Act to improve the Administration of the Law, and to reduce

Judiciary Bill sent to H. A. amdt. not adhered to

WEDNESDAY and THURSDAY, 24th and 25th MARCH, 1841.

Bill to alter Judiciary Bill sent to H. A.	duce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, and to acquaint them that this House do not adhere to those amendments to the said Bill which have not been agreed to by them. Also, to carry down a Bill, entitled, An Act to alter and amend the Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, and desire their concurrence thereto.
Motion for Address to H. E. relative to Indians	On motion of Mr. Starr, <i>resolved</i> , that an Address be presented to His Excellency the Lieutenant-Governor, praying His Excellency to direct the several Clerks of the Peace, or other proper Persons throughout the Province, to make Returns to the Provincial Secretary's Office, on or before the next meeting of the General Assembly, shewing the number of Indians living within their several Counties respectively, designating, as particularly as circumstances may permit, the numbers of each sex—what proportion are children and adults—the various Tribes to which they belong—their present condition and their habits, (whether provident or otherwise) together with any other observations which will convey a full knowledge of their present situation; and that His Excellency be requested to lay the said Returns before this House at an early day in the next Session.
Committee	<i>Ordered</i> , That Mr. Starr, Mr. Smith and Mr. Bell, be a Committee to prepare the said Address.
Regulation of Dogs Bill finally agreed to	A Bill, entitled, An Act for making regulations to prevent Dogs going at large, in certain cases—was read as amended, and the question was put by the President, Whether this Bill, as amended, shall pass? It was resolved in the affirmative.
Amdt. to Marriage and Divorce Bill	The House proceeded to the consideration of the amendment proposed by this House to a Bill, entitled, An Act concerning the Court of Marriage and Divorce—which amendment has not been concurred in by the House of Assembly. The same was read, and,
Not adhered to	On motion, <i>resolved</i> , that the said amendment be not adhered to.
Amdt. to Delay of Causes Bill	The House proceeded to the consideration of the amendments proposed by this House to a Bill, entitled, An Act to prevent inconveniences arising from delay of Causes, after issue joined—which amendments have not been concurred in by the House of Assembly. The same were read, and,
Adhered to	On motion, <i>resolved</i> , that the said amendments be adhered to.
Adjourn	On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Thursday, 25th March, 1841.

The House met pursuant to adjournment.

P R E S E N T —

The Honorable S. B. Robie, President.

The Honorable Peter M^cNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,

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The Honorable Lewis M. Wilkins, jr.
James S. Morse,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Agriculture Bill
read 3d time

A Bill, entitled, An Act for the encouragement of Agriculture and Rural Economy in this Province, was read a third time.

Whereupon,

Whereupon Mr. Wilkins moved that the said Bill be re-committed, for the purpose of amending the same, by leaving out the words "the sum of Ten Pounds at the least," in the 25th line of the 6th Clause, and inserting instead thereof, the following words: "a sum at least equal to two-thirds of the amount which it may receive, or as may be apportioned to it, under the authority of this Act, as its proportion of the said sum of Seventy-five Pounds:" which, being seconded, and the question being put, there appeared, for the motion, three; against the motion, eight.

For the motion,
Mr. Wilkins,
Lawson,
Tobin.

Against the motion,
Mr. Stewart,
Uniacke,
McNab,
Johnston,
Mr. Morse,
Smith,
McFarlane,
Bell.

Motion to recommit
Bill

So it passed in the negative.

Then the question was put by the President,
Whether this Bill, with the amendment, shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them that this House have agreed to the same, with an amendment—to which amendment their concurrence is desired.

A Bill, entitled, An Act to amend the several Acts for Incorporating the Nova-Scotia Marine Insurance Company, and the Halifax Marine Insurance Company, was read a third time, and the question was put by the President,

Whether this Bill shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them that this House have agreed to the said Bill without any amendment.

A Message was sent to the House of Assembly, by the Clerk,

To return a Bill, entitled, An Act for making regulations to prevent Dogs going at large, in certain cases, and to acquaint them that this House have agreed to the said Bill as amended.

Also, to return a Bill, entitled, An Act concerning the Court of Marriage and Divorce, and to acquaint them that this House do not adhere to their amendment to the said Bill.

Also, to return a Bill, entitled, An Act to prevent inconveniencies arising from delay of Causes after issue joined, and to acquaint them that this House adhere to their amendments to the said Bill.

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House that the House of Assembly agreed to a Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, as now amended.

Also, to inform the House that the House of Assembly agreed to the amendment proposed by this House to a Bill, entitled, An Act for the encouragement of Agriculture and Rural Economy in this Province.

Also, with the following Bill.

A Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same.

To which Bill they desired the concurrence of this House.

The said Bill was read a first time.

Ordered, That the said Bill, be read a second time, at a future day.

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House that the House of Assembly desired a Conference with this House, by Committee, on the amendments proposed by this House to a Bill, entitled, An Act for making

Negatived

Bill agreed to &
sent to H. A.

Marine Insurance
Co. Bill read 3d
time

Agreed to and sent
to H. A.

Dog Bill sent to H.
A.

Marriage & Di-
vorce Bill sent to
H. A.

Delay of Causes
Bill sent to H. A.

Message from H. A.
agreeing to Judici-
ary Bill as amended

Also to am. to A-
griculture Bill

Also with School
Bill

Conference asked
by H. A. on am. to
Lands liable to
Debts Bill

THURSDAY, 25th MARCH, 1841.

making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force.

Agreed to

Ordered, That the said Conference be agreed to, and a Message was sent to the House of Assembly by the Clerk, to acquaint them therewith.

Committee

Ordered, That Mr. Stewart, Mr. Wilkins and Mr. Bell, be a Committee of this House to manage the said Conference.

Message from H. A. agreeing to some Amdts. to said Bill & to one with an amdt.

A Message was brought from the House of Assembly, by Mr. Whidden, To inform the House that the House of Assembly agreed to the amendments proposed by this House to a Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force, except the amendment to the 13th Clause, without any amendment; and that they agreed to the amendment to the 13th Clause with an amendment—to which they desired the concurrence of this House.

Report from Com. of Conference on said Bill

Mr. Stewart, the Chairman of the Committee of this House, appointed to manage the Conference desired by the House of Assembly, on the amendments proposed by this House to the said Bill, reported that the Committee had held the said Conference, and that the Chairman of the Committee of the House of Assembly had delivered to him the following written paper :

In the House of Assembly, 25th March, 1841.

Resolved, That a Conference be desired, by Committee, with a Committee of the Council, on the subject of the amendments proposed by the Council to the Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force.

Resolved, That the Committee, on such Conference, be instructed to state, that the Bill, as it is now concurred in, with the exception of one very material Clause, has swept away all the unnecessary, perplexing, and cumbersome forms, which embarrass the proceedings for making Lands and Tenements liable to the payment of Debts, and which are mixed up with so many technical requirements and legal niceties, as to render it almost impossible to make a perfect title under the Statutes now in force. That although many hundreds, if not thousands, of properties in Land are held by this species of title throughout the Province, and the possessors hold the same by purchase at Sheriff's Sale, without fraud or collusion, still the title by which they hold is, in nineteen cases perhaps out of twenty, so defective, by reason of some one or more of the numerous requisitions in the Statutes having been not strictly complied with, that it would be impossible for them to defend their possessions as against the original owner or persons claiming under him in a Court of Law. The thirteenth Clause in the Bill, as it was passed by the House, is intended to remedy the evil, and was guarded by a Proviso that it should only apply when the purchaser at a Sheriff's Sale should have actually paid the purchase money. The House, in an amendment by them proposed to the amendment of the Council to this Clause, have guarded it still further, by a Proviso, that it shall apply only to a party in actual possession for one year at least, and they have made this amendment because they conceive the advantages of such Clause in quieting bona fide possessors and confirming titles to Land, to be infinitely greater than the evils it may perhaps in some few cases occasion. It seems to the House inequitable to leave such possessions exposed to the danger of being disturbed, for want of some one or more of the technical niceties and forms which the Legislative Council and Assembly have concurred, by this Bill, in condemning, having substituted therefor an improved and simple mode of proceeding in such cases, which the House are anxious to carry into effect by the thirteenth Clause, as amended, being agreed to, and the Bill thereupon receiving the assent of both Houses.

Ordered, That Mr. DesBarres, the Hon. Attorney-General and the Hon. Mr. Dodd, be a Committee for the above purpose.

(Signed) J. WHIDDEN.

Judiciary &

A Bill, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein; also,

THURSDAY and FRIDAY, 26th and 27th MARCH, 1841.

A Bill, entitled, An Act for the encouragement of Agriculture and Rural Economy in this Province. Agriculture Bills

Were read as amended, and the question was put by the President, on each Bill, Whether this Bill, as amended, shall pass?

It was resolved in the affirmative.

Finally agreed to and sent to H. A.

A Message was sent to the House of Assembly, by the Clerk, To return the said Bills, and acquaint them therewith.

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

Friday, 26th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,

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The Honorable Lewis M. Wilkins, jr.
James S. Morse,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act to Incorporate the Town of Halifax, was read a third time.

Then the following amendments were made:

3d Clause.—In the last line but one of the description of Ward number one—after “eastwardly” insert “and.”

In the 9th line of the description of Ward number two, insert “southwardly” instead of “northwardly”—last line, leave out the words “on the shore of Halifax Harbor,” and insert instead “thence by the Harbor to the place of beginning.”

In the last line of the description of Ward number three, leave out the words “on the Harbor of Halifax,” and insert instead “thence by the Harbor to the place of beginning.”

In the 6th line of the description of Ward number four, insert “northern” instead of “southern”—in the last line, leave out the words “at Noble’s Wharf on the Harbor of Halifax,” and insert instead “thence by the Harbor to the place of beginning.”

In the 8th line of the description of Ward number five, insert “two” instead of “four”—in the last line, leave out the words “at Leppert’s Wharf, on the Harbor of Halifax,” and insert instead “thence by the Harbor to the place of beginning.”

Then the question was put by the President,

Whether this Bill, with the amendments, shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them that this House have agreed to the same with amendments—to which amendments their concurrence is desired.

The House proceeded to the consideration of the amendment proposed by this House to the 13th Clause of a Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force—which amendment has been agreed to by the House of Assembly, with an amendment.

Amdts. to Lands liable to Debts Bill considered

The amendment of this House to the said Bill was read as follows:

13th Clause—“Leave out this Clause”—which Clause is as follows:

And whereas, in many cases doubts have arisen as to the validity of titles to Real Estate made

WEDNESDAY, 24th MARCH, 1841.

made by Sheriffs under Judgments and Executions, in consequence of certain informalities, irregularities and defects, in the levy of the Execution and proceedings had thereunder:—
 Be it therefore enacted, That all titles heretofore made by any Sheriff of and in any Lands, shall be ratified and confirmed, and shall be held good, valid and sufficient, notwithstanding any informality, irregularity or defect, either in the issuing or levy of the Execution, or in the notices, or making of the appraisement, or in the return of the Execution, or in the first Deed, or in the advertizing; Provided always, that the purchase money for such Lands shall have been paid to the Sheriff, to be applied as by Law directed; and that nothing herein contained shall extend to preclude any party from making and sustaining any objection to any such title not founded upon such informality, irregularity or defect, as aforesaid.

And adhered to

On motion, *resolved*, that the said amendment be adhered to.

For adhering to the amendment,

Mr. Smith, Mr. Tobin,
 Lawson, McFarlane,
 Morse, Bell,
 Wilkins, McNab.
 Johnson,

Against adhering,

Mr. Stewart,
 Starr.

Amdts. of H. A.
read

The amendment proposed by the House of Assembly to the amendment of this House to the said Clause, was read as follows:

“In the amendment omit all the words before the word “this” in the said amendment, and instead thereof insert the words “at the end of”—and after the word “Clause” in the said amendment, add the following words, that is to say—“add the following Proviso, viz: “And provided also, that the party as against whose title such informality, irregularity or defect, as aforesaid, may be alleged and proved, shall have been for one year at least in the actual possession of the Lands and premises, that have been levied upon and sold in execution as aforesaid.”

Not agreed to

On motion, *resolved*, that the said amendment be not agreed to.Address relative to
Indians reported

Mr. Starr, the Chairman of the Committee of this House, appointed to prepare an Address to His Excellency the Lieutenant-Governor, requesting His Excellency to take steps to procure information relative to the Indians of this Province, reported the draft of an Address—which he read in his place, and afterwards delivered it to the Clerk, who read the same as follows:

TO HIS EXCELLENCY THE RIGHT HONORABLE

LUCIUS BENTINCK,

VISCOUNT FALKLAND,

Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honorable Privy Council, LIEUTENANT-GOVERNOR and Commander in Chief in and over Her Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

THE ADDRESS OF THE LEGISLATIVE COUNCIL.

May it please Your Excellency,

Address

The Legislative Council have passed the accompanying Resolution, relative to Indians scattered throughout this Province, and they respectfully request that your Excellency will be pleased to obtain the information referred to in the Resolution, and communicate it to the Legislative Council at the next Session of the General Assembly.

Adopted

Ordered, That the said Address be adopted.Com to present
to H. E.*Ordered*, That the Committee who prepared the said Address, be a Committee to present the same to His Excellency the Lieutenant-Governor.

Adjourn

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Saturday,

Saturday, 27th March, 1841.

The House met pursuant to adjournment.

PRESENT—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.

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The Honorable James S. Morse,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same, was read a second time.

School Bill read 2d time and
Ord. to Com.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

A Message was brought from the House of Assembly, by Mr. Whidden,

Message from H.A. Agreeing to Cornwallis Town House Bill with Am.

To inform the House that the House of Assembly agreed to a Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, with an amendment—to which amendment they desired the concurrence of this House.

Also, with the following Bills:

A Bill, entitled, An Act to continue the Act for the regulation of the Fisheries at Chedabucto Bay.

Fisheries Chedabucto Bay

A Bill, entitled, An Act to continue and amend the Act to regulate the Weighing of Beef, and the Act in amendment thereof.

Weighing of Beef

A Bill, entitled, An Act to alter and amend the Act for preventing Persons leaving the Province without a Pass.

Pass

A Bill, entitled, An Act to provide Hay Scales, and Weights and Measures for the Township of Lunenburg.

Hay Scales Lunenburg

A Bill, entitled, An Act for facilitating the recovery of Seamen's Wages.

Seamens' Wages & Fire Engine Yarmouth Bills

A Bill, entitled, An Act to amend the Act for providing Fire Engines for the Town of Yarmouth, and for other purposes.

To which Bills they desired the concurrence of this House.

Read 1st-time

The said Bills were read a first time.

Ordered, That the said Bills be read a second time, at a future day.

Mr. Starr, the Chairman of the Committee appointed to present the Address to His Excellency the Lieutenant-Governor, relative to the Indians scattered throughout the Province, reported that the Committee had attended to that duty, and that His Excellency had been pleased to receive the Address, and had stated to the Committee that he would, with much pleasure, attend to the request of the House, and lay before the House such information as he could obtain; and His Excellency further stated that he was at present collecting information upon the same subject, by the directions of the Right Honorable Lord John Russell, Her Majesty's Principal Secretary of State for the Colonies.

Report of Com. to present Address to H. E. rel. to Indians

Mr. Wilkins, the Chairman of the Committee of this House to whom a Bill, entitled, An Act to continue and amend the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof, was referred, reported that the Committee had examined the said Bill, and found that the requisites of the Standing Orders, relative to

Report of Com. on Windsor Landings Bill

its publication had not been complied with, but recommended the first Clause which continued the Act, authorising the present regulations, should be passed.

Ordered, That the said Report be received.

Whereupon, the said Bill was read a second time.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future day.

A Message was sent to the House of Assembly, by the Clerk,

To return a Bill, entitled, An Act for making Lands and Tenements liable for the payment of Debts, and to repeal the Acts now in force, and to inform them that this House adhered to their amendment to the 13th Clause of the said Bill, and did not agree to the amendment proposed by the House of Assembly to the said amendment.

On motion made and seconded—the House adjourned until Monday, at half-past one o'clock.

Monday, 29th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Right Reverend and Honourable the Lord Bishop.

The Honourable Peter McNab,
 Norman F. Uniacke,
 James W. Johnston,
 William Lawson,
 George Smith,
 Alexander Stewart,
 Lewis M. Wilkins, jr.

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The Honourable James S. Morse,
 J. Leander Starr,
 M. Tobin, jr.
 D. McFarlane,
 John Morton,
 Hugh Bell.

PRAYERS.

The Minutes of Saturday were read.

At half-past two o'clock, P. M., His Excellency the Right Honorable LUCIUS BENTINCK, VISCOUNT FALKLAND, Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honorable Privy Council, Lieutenant-Governor and Commander in Chief in and over Her Majesty's Province of Nova Scotia, and its Dependencies, &c. &c. &c., came to the Council Chamber, attended as usual, and, being seated, the Gentleman Usher of the Black Rod received His Excellency's commands to let the House of Assembly know "it is His Excellency's will and pleasure they attend him immediately in this House"—who, being come with their Speaker, His Excellency was pleased to give his assent to sixty-nine Bills, entitled as follows:

An Act in addition to, and amendment of, an Act, entitled, An Act to Incorporate the Petite Plaister and Mills Company, and the Acts passed in amendment thereof.

An Act to abolish the punishment of Pillory, cutting the ears of Offenders, and Whipping, and to substitute Imprisonment in lieu thereof.

An Act to prevent a failure of Justice, by reason of variances between Records and Writings produced in evidence in support thereof.

An Act to authorize the appointment of a new Board of Governors of the Dalhousie College at Halifax.

An Act to amend an Act for Incorporating the Trustees of Queen's College at Horton.

An Act to amend the Act to Incorporate the Halifax Gas Light and Water Company.

An Act to continue the Act to amend the Act to Incorporate sundry persons by the name of the President, Directors and Company, of the Bank of Nova Scotia.

An Act to continue the Act to enable the Inhabitants of the Town of Lunenburg to procure a Fire Engine, with other utensils and materials, necessary for extinguishing Fires.

A

Bill read 2d time
 Ord. to Com.

Message to H. A.
 rel. to Lands and
 Tenements Bill

Adjourn

H. E. comes to
 Council Chamber

H. A. attend
 H. E. assents to
 69 Bills
 Petite Plaister Co.

Pillory

Variances in Re-
 cords

Dalhousie College

Queen's College

Gas Light

Nova Scotia Bank

Lunenburg Fire
 Engine

An Act to continue the Acts for appointing Supervisors to take charge of Public Grounds, and for other purposes.	Supervisors Public Grounds
An Act to continue the Act to prevent damage to the Nets of Fishermen, by Coasting Vessels.	Nets of Fishermen
An Act to continue the Act relative to the assessment of Dyke Rates for the New or Wickwire Dyke in Horton.	Dyke Rates Horton
An Act to continue the Act to regulate the survey of Timber and Lumber, and to repeal certain Acts now in force.	Timber & Lumber
An Act to continue the Act in amendment of the Act for the Settlement of the Poor in the several Townships within this Province.	Settlement of Poor
An Act to continue the Act for regulating the Fishery in the River Shubenacadie.	Fisheries Shubenacadie
An Act to continue the Act to prevent Injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction.	Fishery Lunenburg
An Act to continue the Act, entitled, An Act to provide for the accommodation and billeting of His Majesty's Troops, or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.	Billeting Troops
An Act to continue the Act for the better regulation of Sable Island, in this Province.	Sable Island
An Act to continue the Act to encourage the killing of Bears, LoupCerviers and Wild Cats.	Killing Bears, &c.
An Act to continue the Act to restrain the issuing of Writs of Attachment, in certain cases.	Writs of Attachment
An Act to continue the Act to make the stealing of Dogs, Beasts and Birds, Larceny.	Stealing Dogs, &c.
An Act to continue the Act to enable the Proprietors of Land, in the rear Blocks or Divisions of Land, in the Township of Guysborough, to open Roads through the same.	Roads Guysboro'
An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County to make regulations for the gathering of Sea Manure in the said County.	Sessions Queen's County
An Act to continue the Act respecting the Collection of Poores' Rates of Pictou.	Poores' Rates Pictou
An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, and the Acts in amendment thereof.	Pilotage Sydney
An Act to continue the Act to preserve and regulate the Navigation of the Harbour of Pugwash.	Navigation Pugwash
An Act to continue the Act relating to Marriage Licenses.	Marriage Licenses
An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.	Extension of Laws to C. B.
An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.	Public School Halifax
An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.	Summary Trial of Actions
An Act to continue the Act to regulate certain Landings in the County of King's County.	Landings King's County
An Act to continue the Act to encourage the Importation of improved Breeds of Cattle into this Province.	Importation of Cattle
An Act to continue the Act for establishing a Harbour Master at Bridgeport, in the Island of Cape-Breton.	Harbour Master Bridgeport
An Act to continue the Act to authorise the sale of Coals by Weight.	Coals
An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances by Hedges, Wears and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.	Nuisances
An Act respecting the number of Assessors of Poores' Rates for Pictou.	Pictou Assessors
An Act to continue and amend the Act for the Summary Trial of Actions in the Island of Cape-Breton.	Summary Trials, C. B.
An Act further to amend the Act respecting the Registry of Deeds.	Registry of Deeds
An Act for the suppression of Lotteries.	Lotteries
An Act to amend the Act to divide the Township of Parrsborough, and to annex parts thereof to the Counties of Colchester and Cumberland, respectively.	Parrsborough

Criminal Justice	An Act for improving the Administration of Justice, in Criminal Cases, in this Province.
Burning Buildings	An Act to amend the Law relating to burning or destroying Buildings and Ships.
Offences to Person	An Act for amending the Law relative to offences against the Person.
Seal Fishery	An Act to revive and continue the Act to encourage the Seal Fisheries of this Province.
Robbery, &c.	An Act to amend the Laws relating to Robbery, Burglary and Larceny.
Gen. Mining Association	An Act to Incorporate the General Mining Association.
Highways Port Medway	An Act to extend to the Town of Port Medway, in Queen's County, the Act relating to Commissioners of Highways in Halifax, and certain other places.
St. Mary's College	An Act for Incorporating the Trustees of the Saint Mary's College at Halifax.
Lake Porter Bridge	An Act for the protection of Lake Porter Bridge.
Sheriff's compensation	An Act to enable Grand Juries and Courts of Session to make compensation to Sheriffs, in certain cases.
Great Roads East and West	An Act to provide for the improvement and repair of the Great Roads East and West of the Capital.
Impost Duties	An Act to continue and amend the Act for granting Colonial Duties of Impost for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof.
Colonial Duties	An Act to continue the Act for the general regulation of the Colonial Duties.
Drawbacks	An Act to continue the Act concerning Goods exported, and for granting Drawbacks.
Smuggling	An Act to continue the several Acts for the prevention of Smuggling.
Warehousing	An Act to continue and amend the Act for the Warehousing of Goods.
Importation of Goods	An Act to continue and amend the Act for regulating the Importation of Goods.
Licence Duties	An Act to continue and amend the Act for granting Duties on Licences for the sale of Spirituous Liquors, and the Act to alter the same.
Sales by Auction	An Act to continue the Act for granting Duties on Licences, and for the sale of Spirituous Liquors, and for Sales by Auction, in Halifax, and the Act to alter the same.
Sydney Township	An Act to set off North Sydney as a separate Township.
Meeting House Cornwallis	An Act to authorize the Congregation of the Baptist Meeting House at Pleasant Valley, in Cornwallis, to raise Monies from the Pews of the said Meeting House, for the repairing and ornamenting thereof.
Fisheries Richmond	An Act for the regulation of the Fisheries in the County of Richmond.
Highways Maitland	An Act to extend to the Village of Maitland, in the County of Hants, the provisions of the Act relating to Commissioners of Highways in Halifax, and certain other places.
Queen's County assessment	An Act to enable the Grand Jury of the County of Queen's to assess the Inhabitants for certain expenses incurred by the Clerk of the Licenses in prosecuting Persons for a breach of the Law regulating the Retail of Spirituous Liquors.
Road expenditure	An Act to continue the Act to regulate the expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof.
Judiciary	An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein.
Regulation of Dogs	An Act for making regulations to prevent Dogs going at large, in certain cases.
Marine Ins. Co.	An Act to amend the several Acts for Incorporating the Nova-Scotia Marine Insurance Company, and the Halifax Marine Insurance Company.
Marriage & Divorce and Agricultural Bills	An Act concerning the Court of Marriage and Divorce.
H. A. withdraw	An Act for the encouragement of Agriculture and Rural Economy in this Province.
H. E. retires	The House of Assembly then withdrew, and His Excellency was pleased to retire soon after.
Bill in addition to Judiciary Bill presented & Read 1st time	Mr. Stewart presented a Bill, entitled, An Act in addition to, and amendment of, An Act passed during the present Session of the General Assembly, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein—which was read a first time. <i>Ordered,</i> That the said Bill be read a second time, at a future day.
Chedabucto Bay Fisheries	A Bill, entitled, An Act to continue the Act for the regulation of the Fisheries at Chedabucto Bay; also,

A Bill, entitled, An Act to continue and amend the Act to regulate the Weighing of Beef, and the Act in amendment thereof; also, Weighing of Beef
 A Bill, entitled, An Act to alter and amend the Act for preventing Persons leaving the Province without a Pass; also, Pass
 A Bill, entitled, An Act to provide Hay Scales, and Weights and Measures, for the Township of Lunenburg; also, Hay Scales Lunenburg
 A Bill, entitled, An Act for facilitating the recovery of Seamens' Wages; also, Seamen's Wages &
 A Bill, entitled, An Act to amend the Act for providing Fire Engines for the Town of Yarmouth, and for other purposes, Yarmouth Fire Engine Bills
 Were read a second time. Read 2d time &
 Ordered, That the said Bills be committed to a Committee of the whole House, at a future day. Ord. to Com.

The House proceeded to the consideration of the amendment proposed by the House of Assembly to a Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township. Amndt. to Cornwallis Town House Bill read

Which amendment was read by the Clerk as follows:

Whereas, by the said Act an Assessment was directed to be made upon the said Township of Cornwallis of a sum, not exceeding Two Hundred Pounds, for building such Town House, and an Assessment has been made to the amount of One Hundred and Fifty Pounds, which may be found to be inadequate for the purpose; and doubts exist whether, by the said Act, a further Assessment can be made:

Be it therefore enacted, That it shall and may be lawful for the Grand Jury and Court of General Sessions of the Peace for the County of King's, at the next Term or Sitting of the said Court, or at any subsequent Term, to direct such further sum to be assessed upon the said Township, to be appropriated towards the building of such Town House, (if an additional sum be found to be necessary,) so that the whole amount assessed shall not exceed the sum of Two Hundred Pounds, and the commission by Law allowed for collecting the same.

And the said amendment being read a second and third time, was agreed to.

Agreed to
Com. on Bills

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time, the House was resumed, and Mr. McNab reported that the Committee had made some progress.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to continue and amend the Act to repeal the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof, and had made several amendments thereto.

Report Windsor Landings Bill with amnds.

The said amendments were read by the Clerk as follows:

Am. read

In the title.—2d line—leave out the words "and amend."

1st Clause.—9th and 10th lines—leave out the words "except as hereinafter altered or amended."

2d Clause.—Leave out this Clause.

3d Clause.—Leave out this Clause.

4th Clause.—Leave out this Clause.

And the said amendments being read a second time, were agreed to by the House.

And agreed to

Ordered, That the said Bill be read a third time, at a future day.

A Message was brought from the House of Assembly, by Mr. Whidden,

Message from H. A. rel. to Lands liable to Debts Bill

To inform the House that the House of Assembly did not agree to the amendment proposed by this House to the 13th Clause of a Bill, entitled, An Act for making Lands and Tenements liable to the payment of Debts, and to repeal the Acts now in force, but adhered to their own amendment to the said Clause.

Also with the following Resolutions:

Resolved, That the sum of Two Hundred and Fifty Pounds be granted to the Inhabitants of the County of Pictou, to be applied in the following manner—the sum of One Hundred and

£250 Pictou Roads

MONDAY, 29th MARCH, 1841.

- and Fifty Pounds in building a new Bridge at River John, on the Main Post Road from Pictou to the County of Cumberland; and the sum of One Hundred Pounds in aid of erecting a new Bridge across the East River of Pictou, opposite New Glasgow.
- £200 Colchester Roads
Resolved, That the sum of One Hundred and Fifty Pounds be granted and applied towards opening the new line of Road from Onslow to Tatamagouche; and Fifty Pounds towards completing the alteration round Birch Hill, near Bass River, in the Township of Londonderry.
- £200 Cumberland Roads
Resolved, That the sum of Seventy Pounds be granted and applied to repair the Road from Ratchford's River to Robert Spicer's; and the further sum of One Hundred and Thirty Pounds to build a Bridge near Pugwash, in the County of Cumberland.
- £200 Lunenburg Roads
Resolved, That the sum of Two Hundred Pounds be granted and applied for the alteration and improvement of the Main Post Road from Lunenburg to LaHave.
- £300 Margaret's Bay Road
Resolved, That the sum of Three Hundred Pounds be granted and paid to aid in completing the new Road from Margaret's Bay to the new Chester Road—to be drawn when the sum of Seven Hundred Pounds is expended out of the Road Monies of the County of Halifax upon the same service.
- £100 Sydney and Guysboro' Roads
Resolved, That the sum of Fifty Pounds be granted and applied on the new explored line of Road on the Main Road from Antigonish to Guysborough County line; and a further sum of Fifty Pounds on said new line from Sydney County line to Guysborough.
- £72 14 3 Yarmouth Firewards
Resolved, That the sum of Seventy-two Pounds Fourteen Shillings and Three Pence be granted and paid to the Firewards of the Town of Yarmouth, being a return of duties on two Fire Engines imported by them, pursuant to the Report of the Committee thereon.
- £11 9 9 A. Lawson
Resolved, That the sum of Eleven Pounds Eight Shillings and Nine Pence be granted and paid to Alexander Lawson, as a return of duties on Printing Apparatus, agreeably to the Report of the Committee.
- £19 17 9 John Ferguson
Resolved, That the sum of Nineteen Pounds Seventeen Shillings and Nine Pence be granted and paid to John Ferguson, being a return of duties on a Printing Press imported by him, pursuant to the Report of the Committee thereon.
- £4 16 3 English & Blackadar
Resolved, That the sum of Four Pounds Sixteen Shillings and Three Pence be granted and paid to Messrs. English & Blackadar, being a return of duties on a Printing Press imported by them, pursuant to the Report of the Committee thereon.
- £6 13 4 J. Spike
Resolved, That the sum of Six Pounds Thirteen Shillings and Four Pence be granted and paid to James Spike, being a return of duties on Printing Apparatus imported by him, pursuant to the Report of the Committee thereon.
- £17 0 5 Amos Lovett
Resolved, That the sum of Seventeen Pounds and Five Pence be granted and paid to Amos Lovett, being a return of duties on Liquors staved in his cellar.
- £41 9 11 Robert Lawson
Resolved, That the sum of Forty-one Pounds Three Shillings and Eleven Pence be granted and paid to Robert Lawson, being a return of duties on Mill Machinery imported by him, pursuant to the Report of the Committee thereon.
- £22 Asa Torrey
Resolved, That the sum of Twenty-two Pounds be granted and paid to Asa Torrey, Esq. pursuant to the Report of the Committee on his Petition.
- £191 19 0 Halifax and Digby Small Pox expenses
Resolved, That the sum of One Hundred and Ninety-one Pounds and Nineteen Shillings be granted and placed at the disposal of His Excellency the Lieutenant-Governor to defray certain expenses incurred the past year in the County of Digby and Town of Halifax, in arresting the progress of Small Pox—such sum to be paid over to the respective Claimants, upon the terms mentioned in the report of the Committee thereon.
- £30 18 0 expenses of Surveying Musquedoboit Road
Resolved, That the sum of Thirty Pounds and Eighteen Shillings be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to defray the expense of Surveying the Road from Musquedoboit to Pictou.
- £47 1 0 Overseers of Poor Pictou
Resolved, That the sum of Forty-seven Pounds and One Shilling be granted and paid to the Overseers of the Poor for the Township of Pictou, agreeably to the report of the Committee on the subject of Transient Poor.
- £28 8 8 Amherst Overseers
Resolved, That the sum of Twenty-eight Pounds Eight Shillings and Eight Pence be granted and paid to the Overseers of the Poor for the Township of Amherst, agreeably to the report of the Committee on the subject of the Transient Poor.

Resolved,

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MONDAY, 29th MARCH, 1841.

<i>Resolved,</i> That the sum of Thirty-four Pounds and Eight Shillings be granted and paid to the Overseers of the Poor for the Township of Newport, pursuant to the report of the Committee on the subject of Transient Poor.	£34 8 0 Newport Overseers
<i>Resolved,</i> That the sum of Eight Pounds Twelve Shillings and Eleven Pence be granted and paid to the Overseers of the Poor for the District of Minudie, pursuant to the report of the Committee on the subject of the Transient Poor.	£8 12 11 Minudie Overseers
<i>Resolved,</i> That the sum of Three Pounds be granted and paid to the Overseers of the Poor for the Township of Granville, pursuant to the report of the Committee on the subject of the Transient Poor.	£3 0 0 Granville Overseers
<i>Resolved,</i> That the sum of Sixteen Pounds and Two Shillings be granted and paid to defray the expenses incurred by Thomas Page, Overseer of the Poor for the District of Pugwash, for keeping Transient Paupers as per Account.	£16 2 0 Thos. Page
<i>Resolved,</i> That the sum of Twenty-three Pounds Two Shillings and Three Pence be granted and paid to the Overseers of the Poor for the Township of Wilmot, Fifteen Pounds of which to be paid to Doctor Fitch, pursuant to the report of the Committee on Transient Poor.	£23 2 3 Wilmot Overseers
<i>Resolved,</i> That the sum of Six Hundred Pounds be granted for the support of the Transient Poor for the present year, to be paid to the Commissioners of the Poor at Halifax.	£600 Transient Poor Halifax
<i>Resolved,</i> That the sum of Three Pounds Three Shillings and Six Pence be granted and paid to the Overseers of the Poor for the Township of Aylesford, pursuant to the report of the Committee on the subject of Transient Poor.	£3 3 6 Aylesford Overseers
<i>Resolved,</i> That the sum of Six Pounds Twelve Shillings and Six Pence be granted and paid to the Overseers of the Poor for the Township of Guysborough, agreeably to the Report of the Committee on the subject of Transient Paupers.	£6 12 6 Guysboro' Overseers
<i>Resolved,</i> That the sum of Seventeen Pounds Five Shillings and Six Pence be granted and paid to the Overseers of the Poor for the Township of Cornwallis, for the support of Transient Paupers, agreeably to the report of the Committee.	£17 5 6 Cornwallis Overseers
<i>Resolved,</i> That the sum of Seven Pounds Seven Shillings and Six Pence be granted and paid to the Overseers of the Poor for the Township of Windsor, for the support of Transient Paupers, agreeably to the report of the Committee.	£7 7 6 Overseers Windsor
<i>Resolved,</i> That the sum of Nine Pounds and a Penny be granted and paid to John Bouriniet, for the support of a Transient Pauper at Sydney, Cape-Breton, agreeably to the Report of the Committee.	£9 0 1 John Bouriniet
<i>Resolved,</i> That the sum of Two Pounds Thirteen Shillings and Nine Pence be granted and paid to the Overseers of the Poor for the Township of Annapolis, agreeably to the Report of the Committee respecting Transient Paupers.	£2 13 9 Overseers of Poor Annapolis
<i>Resolved,</i> That the sum of Three Hundred Pounds be granted and paid to the Nova-Scotia Baptist Education Society, in aid of the Institutions at Horton for the present year.	£300 Horton College
<i>Resolved,</i> That the sum of Three Hundred Pounds be granted and paid to the Trustees of St. Mary's College or Seminary at Halifax, in aid of such College for the present year.	£300 St. Mary's College
<i>Resolved,</i> That the sum of Seven Pounds and Ten Shillings be granted and paid to Hugh McDonald, for services performed under the direction of the Board of Health of Pictou, pursuant to the Report of the Committee on this subject.	£7 10 0 H. McDonald
<i>Resolved,</i> That the sum of Thirty-one Pounds Six Shillings and a Penny be granted and paid to Dr. F. C. Pike, for services performed under the directions of the Health Officer at Windsor, agreeably to the Report of the Committee on the subject of Health.	£31 6 1 Dr. Pike
To which Resolutions they desired the concurrence of this House.	
The said Resolutions were read a first time,	Read 1st time
<i>Ordered,</i> That the said Resolutions be read a second time, at a future day.	
On motion made and seconded—the House adjourned until To-morrow, at one o'clock.	Adjourn

Tuesday,

Tuesday, 30th March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.	
The Right Reverend and Honorable the Lord Bishop.	
The Honorable Peter McNab,	The Honorable James S. Morse,
Norman F. Uniacke,	J. Leander Starr,
James W. Johnston,	M. Tobin, jr.
William Lawson,	D. McFarlane,
George Smith,	John Morton,
Alexander Stewart,	Hugh Bell.
Lewis M. Wilkins, jr.	

PRAYERS.

The Minutes of yesterday were read.

Bill to alter Judiciary Bill

A Bill, entitled, An Act in addition to, and amendment of, an Act passed during the present Session of the General Assembly, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, was read a second time.

Read 2d time

Standing Order suspended

On motion, *resolved unanimously*, that the standing order of this House, No. 72, relative to Bills not being read or proceeded in twice on the same day, be suspended with regard to the said Bill.

Bill ord. to Com.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future time.

Windsor Landing Bill read 3d time

A Bill, entitled, An Act to continue and amend the Act to repeal the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof, was read a third time, and the question was put by the President,

Whether this Bill, with the amendments, shall pass?

Agreed to and sent to H. A.

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them that this House have agreed to the said Bill, with amendments—to which amendments their concurrence is desired.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Resolutions :

£15 R. Nickerson

Resolved, That the sum of Fifteen Pounds be granted and paid to Reuben Nickerson, to enable him to keep a House of Entertainment and Stabling for Horses, for the accommodation of Travellers, on the Road from Barrington to Shelburne.

£700 Light House North Entrance Gut of Canso

Resolved, That the sum of Seven Hundred Pounds be granted, in addition to Three Hundred and Fifty Pounds granted last year, and be placed at the disposal of His Excellency the Lieutenant-Governor, to build a Light-House on the West side of the North Entrance of the Big Gut of Canso, in conformity with the Report of the Committee on Light Houses.

£90 Packet between Bay Verte & P.E.I.

Resolved, That the sum of Twenty Pounds be granted and paid to W. Weeks, or any person who will run a Packet Boat between the Bay of Verte and Prince Edward Island, when it shall be made to appear satisfactorily to His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, that such Packet Boat has been run agreeably to such regulations as may be established by the Justices in Sessions for the County of Cumberland.

£60 Revenue Boat Digby

Resolved, That the sum of Sixty Pounds be granted and placed at the disposal of the Lieutenant-Governor, or Commander in Chief for the time being, for the purpose of continuing the Revenue Boat at the entrance of Annapolis River during the present year, under the direction of the Collector of Customs at Digby.

Resolved,

TUESDAY, 30th MARCH, 1841.

Resolved, That a sum not exceeding Three Hundred Pounds be granted and placed at the disposal of the Lieutenant-Governor, or Commander in Chief for the time being, to enable him to procure two of Francis' Life Boats, one of which shall be stationed at Seal Islands, and the other at the Island of St. Paul's or Scattarie, in conformity with the report of the Committee. £900 Francis' Life Boats

Resolved, That the sum of Sixty Pounds be granted and placed at the disposal of the Lieutenant-Governor, or Commander in Chief for the time being, to enable him to procure a suitable Revenue Boat at Sydney, in the County of Cape-Breton; and a further sum of Thirty Pounds, to enable him to employ such Boat as heretofore. £60 and £30 Revenue Boat Sydney, C. B.

Resolved, That such sum be granted and placed at the disposal of His Excellency the Lieutenant-Governor as will suffice to pay to the Inhabitants a sum in aid of building a Breakwater at Marshall's Cove, in the County of Annapolis, equal to one third of any amount, which shall be satisfactorily proved to His Excellency to have been subscribed by the Inhabitants, and actually expended on the said Breakwater; provided the sum hereby granted shall not exceed Thirty-three Pounds, and the site be conveyed to the Public. £33 Breakwater Marshall's Cove

Resolved, That the sum of Seventy Pounds be granted and paid to aid the Inhabitants to complete the Breakwater at Gates' Mountain, when it shall be proved to the satisfaction of His Excellency the Lieutenant-Governor that Two Hundred and Eight Pounds have been subscribed and expended on said Breakwater. £70 do. Gates' Mountain

Resolved, That the sum of One Hundred Pounds be granted and paid to aid the Inhabitants to build a Breakwater at Green's Cove, in the County of Yarmouth, when it shall be proved to the satisfaction of His Excellency the Lieutenant-Governor, that Three Hundred Pounds has been subscribed and expended on said Breakwater, and the Site conveyed to the Public. £100 do. Green Cove Yarmouth

Resolved, That the sum of Fifty Pounds be granted and paid to the Inhabitants of Lewis Head, in the County of Shelburne, to enable them to re-build a Breakwater, when it shall be certified to His Excellency the Lieutenant-Governor that One Hundred and Fifty Pounds has been expended in that work—One Hundred Pounds thereof raised by private subscription. £50 do. Lewis Head

Resolved, That the sum of Forty-three Pounds be granted and paid to aid the Inhabitants of Broad Cove, County of Inverness, to build a Breakwater, and to divert the course of Broad Cove River, when it shall be proved to the satisfaction of His Excellency that One Hundred and Twenty-nine Pounds has been subscribed and expended by the Inhabitants on such undertaking. £43 do. Broad Cove Inverness

Resolved, That the sum of Fifty Pounds be granted and paid to aid the Inhabitants of the Township of Clare to build an addition to the Breakwater at Whale Cove, in said Township, when it shall be proved to the satisfaction of His Excellency, that One Hundred and Fifty Pounds have been subscribed and expended on said Breakwater. £50 do. Whale Cove

Resolved, That the sum of One Hundred Pounds be granted to aid the Inhabitants of the Township of Aylesford in the erection of a Breakwater at the French Cross, on the South Shore of the Bay of Fundy, in that Township, to be drawn when it shall be satisfactorily made appear to His Excellency the Lieutenant-Governor that the sum of Two Hundred Pounds has been raised by private contribution, and expended on said work, and that the use of the Pier has been secured to the Public. £100 do. Aylesford

Resolved, That such sum shall be granted and placed at the disposal of the Governor, Lieutenant-Governor or Commander in Chief for the time being, as will suffice to pay to the Inhabitants a sum in aid of building a Breakwater at Canady's Creek, equal to one third of any amount which shall be satisfactorily proved to His Excellency to have been subscribed by the Inhabitants, and actually expended on the said Breakwater; provided that the sum hereby granted shall not exceed One Hundred Pounds. £100 do. Canady's Creek

Resolved, That such sum shall be placed at the disposal of the Governor Lieutenant-Governor or Commander in Chief for the time being, as will suffice to pay to the Inhabitants a sum in aid of building a Breakwater at Specht's Cove, equal to one third of any amount, which shall be satisfactorily proved to His Excellency to have been subscribed by the

TUESDAY, 30th MARCH, 1841.

- the Inhabitants, and actually expended on the said Breakwater; provided the sum hereby granted shall not exceed Fifty Pounds.
- £50 Breakwater
Meteghan River
Resolved, That His Excellency the Lieutenant-Governor be authorised to draw by Warrant on the Treasury for one third of the amount subscribed by the Inhabitants to build an addition to the Breakwater at Meteghan River, in the Township of Clare, on proof to his satisfaction of the amount of such subscription having been expended thereon; provided the amount of the Provincial allowance does not exceed Fifty Pounds.
- £700 Light House
in Basin of Mines
Resolved, That the sum of Seven Hundred Pounds be granted (in addition to the Three Hundred Pounds granted last year) and placed at the disposal of His Excellency the Lieutenant-Governor to build a Light-House in the Basin of Mines, conformably with the recommendation of the Committee on Light-Houses.
- £99 15 African
School
Resolved, That the Sum of Thirty-nine Pounds and Fifteen Shillings be granted to pay the Salary of the Female Teacher of the African School at Halifax, for the present year.
- £500 annually for
3 years for Steam
Boat from Halifax
to Yarmouth
Resolved, That the sum of Five Hundred Pounds be granted and paid in each and every year, for three years, in lieu of the sum of Three Hundred Pounds granted for the same period in the Session of 1839, to such person or persons as shall establish and run a suitable Steam Boat between Halifax and the Western Sea Ports—the same to be paid on its being certified to the satisfaction of His Excellency the Lieutenant-Governor that a Boat has plied between Halifax and Yarmouth nine months in each year, touching at intermediate Ports.
- £60 expences of
Small Pox Guysbo-
rough
Resolved, That a sum, not exceeding Sixty Pounds, be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to provide for such expenses as may be incurred in the County of Guysborough in arresting the progress of the Small Pox—such sum to be paid on the terms specified in the Report of the Committee.
- £7 15 C. T. Wil-
kins
Resolved, That the sum of Seven Pounds and Fifteen Shillings be granted and paid to Charles T. Wilkins, Sheriff of the County of Hants, pursuant to the report of the Committee on his Petition.
- Read 1st time
To which Resolutions they desired the concurrence of this House.
The said Resolutions were read a first time.
Ordered, That the said Resolutions be read a second time, at a future day.
- Message from H. A.
rel. to am. to Hali-
fax Incorporation
Bill
The Messenger also informed the House, that the House of Assembly agreed to all the amendments proposed by this House to a Bill, entitled, An Act to Incorporate the Town of Halifax, with the exception of the amendments proposed to the 57th and 61st Clauses of the Bill; that they did not agree to the amendment to the 57th Clause, and could not consider the amendment proposed to the 61st Clause—said amendment touching Taxation.
- Bill to amend Ha-
lifax Incorporation
Bill
Also, with the following Bill:
A Bill, entitled, An Act to amend the Act to Incorporate the Town of Halifax.
To which Bill they desired the concurrence of this House.
The said Bill was read a first time,
Ordered, That the said Bill be read a second time, at a future day.
- Read 1st time
The House proceeded to the consideration of the amendment proposed by this House to the 57th Clause of a Bill, entitled, An Act to Incorporate the Town of Halifax, which has not been agreed to by the House of Assembly.
The same was read, and,
On motion, *resolved*, that the said amendment be not adhered to.
- Am. to 57th Clause
of Halifax Incor-
poration Bill
Then the House proceeded to the consideration of the amendment proposed to the 61st Clause of the said Bill, which amendment has not been considered by the House of Assembly.
The same was read, and,
On motion, *resolved*, that although this House has a right to propose the said amendment, yet this House will not adhere to the same, but agree to the said Bill without the said amendment; but this assent not to be drawn into precedent.
- Not adhered to
Am. to 61st Clause
A Message was sent to the House of Assembly, by the Clerk,
- Res. not adhering to

To return the said Bill, and acquaint them that this House do not adhere to the amendments proposed by them to 57th and 61st Clauses of the said Bill.

A Message was brought from the House of Assembly, by Mr. Whidden, To inform the House that the House of Assembly agreed to all the amendments proposed by this House to a Bill, entitled, An Act for regulating the Dartmouth Common, except the amendment to the sixth Clause.

Message agreeing to all but one am. to Dartmouth Common Bill

Also, with the following Bills :

A Bill, entitled, An Act respecting Passengers coming into this Province.

Passengers

A Bill, entitled, An Act to extend to the Township of Egerton the Act respecting the collection of Poor Rates of Pictou, and to amend the said Act.

Poors' Rates Egerton

A Bill, entitled, An Act to confirm the past proceedings of the Prothonotary and Clerk of the Crown for the County of Cape-Breton.

Prothonotary C. B. and

A Bill, entitled, An Act to set off Weymouth into a Separate Township.

Weymouth Bills

To which Bills they desired the concurrence of this House.

The said Bills were read a first time.

Read 1st time

Ordered, That the said Bills be read a second time, at a future day.

The House proceeded to the consideration of the amendment proposed to the sixth Clause of a Bill, entitled, An Act for regulating the Dartmouth Common, which amendment has not been agreed to by the House of Assembly.

Am. to Dartmouth Common Bill

The same was read, and,

On motion, resolved, that the said Amendment be not adhered to.

Not adhered to

A Message was sent to the House of Assembly, by the Clerk,

Bill sent to H. A.

To return the said Bill, and acquaint them that this House do not adhere to the said amendment.

The following Resolutions for granting Money, viz :

Money Votes

£250	0	0	for Roads in Pictou.
200	0	0	Roads in Colchester.
200	0	0	Roads in Cumberland.
200	0	0	Roads in Lunenburg.
300	0	0	Road from Margaret's Bay to Chester.
100	0	0	Roads, Counties of Sydney and Guysborough.
72	14	3	Firewards, Yarmouth.
11	8	9	Al. nder Lawson.
19	17	9	J. guson.
4	16	3	English & Blackadar.
6	13	4	James Spike.
17	0	5	A. Lovett.
41	3	11	R. Lawson.
22	0	0	A. Torrey.
191	19	0	Expenses of Small Pox.
30	18	0	Survey of Road from Musquedoboit to Pictou.
47	1	0	Overseers of Poor, Pictou.
28	8	8	ditto Amherst.
34	8	0	ditto Newport.
8	12	11	ditto Minudie.
3	0	0	ditto Granville.
16	2	0	ditto Pugwash.
23	2	3	ditto Wilmot.
600	0	0	Transient Poor.
3	3	6	Overseers of Poor, Aylesford.
6	12	6	ditto Guysborough.
17	5	6	ditto Cornwallis.
7	7	6	ditto Windsor.

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£9 0 1 J. Bouriniet.
 2 13 9 Overseers Poor, Annapolis.
 7 10 0 H. McDonald.
 31 6 1 Dr. F. C. Pike.

Read 2d time

Were read a second time, and the question was put by the President on each Resolution, Whether this Resolution be agreed to ?

Agreed to and sent to H. A.

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk, To return the said Resolutions, and acquaint them that this House have agreed to the same without any amendment.

Com. on contingent expenses

Mr. Stewart, the Chairman of the Committee to whom the contingent expenses of the Council for this Session were referred, reported as follows:

Report

The Committee appointed to consider of and report to the House the amount which will be required for its contingent expenses for the present Session, report that there is required,

For the Salary of the Principal Clerk	£150	0	0
The Law Clerk and Clerk of the Parliament	100	0	0
The Gentleman Usher of the Black Rod and Serjeant at Arms	75	0	0
Messengers—Principal Messenger	£40	0	0
Second do.	30	0	0
Third, do. at £30 for the Session,	23	15	0
Anderson and Malcom's Account for Furniture, &c. for Council Chamber	127	16	0
C. H. Belcher's Account for Stationery, binding Laws and Journals, &c. &c.	51	4	0
Dechezeau & Crow's Account	1	5	0
Fuel to be accounted for by Clerk, say	20	0	0
Contingencies to be expended under the direction of a Committee of this House, and accounted for at the next Session, in procuring the publications ordered for the use of this House	35	0	0
Balance of Alexander Stewart's Account, sum advanced in England by him for conveying Journals of House of Commons and other Parliamentary Records from London to Falmouth—the same having been paid at the request of Lord John Russell, at whose instance they were presented to the Council	4	7	1
For the Chaplain	25	0	0
	£683	7	1

Committee Room, 25th March, 1841.

(Signed) A. STEWART, Chairman.

Report considered

The House proceeded to the consideration of the said Report; and

Clerk's salary increased

On motion, *resolved*, that the Salary of the Clerk, for the present Session, be £200.

Law Clerk's salary increased

On motion, *resolved*, that the Salary of the Law Clerk and Clerk of the Parliament, for the present Session, be £150.

Com. on Bills

The House was adjourned, during pleasure, and put into a Committee on Bills.—After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.

Report Bill in addition to Judiciary Bill without am.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act in addition to, and amendment of, an Act passed during the present Session of the General Assembly, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, and had agreed to the same without any amendment.

Report Seamen's

Ordered, That the said Bill be engrossed, and read a third time at a future day.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act

Act for facilitating the recovery of Seamen's Wages, and had agreed to the same without any amendment.

Ordered, That the Report be received—Mr. Johnston dissenting.

Ordered, That the said Bill be read a third time, at a future day.

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Adjourn

Wednesday, 31st March, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honourable the Lord Bishop.

The Honourable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.

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The Honourable James S. Morse,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

The following Resolutions for granting Money, viz :

£300 0 0 Nova Scotia Baptist Education Society.

300 0 0 Saint Mary's College,

Money Votes

Were read a second time, and the question was put by the President on each Resolution, Whether this Resolution be agreed to ?

Read 2d time

It was resolved in the affirmative.

Agreed to and

A Message was sent to the House of Assembly, by the Clerk,

Sent to H. A.

To return the said Resolutions, and acquaint them that this House have agreed to the said Resolutions without any amendment.

A Bill, entitled, An Act for facilitating the recovery of Seamen's Wages, was read a third time, and the question was put by the President,

Seamen's Wages
Bill read 3d time

Whether this Bill shall pass ?

It was resolved in the affirmative.

Agreed to and

A Message was sent to the House of Assembly, by the Clerk,

Sent to H. A.

To return the said Bill, and acquaint them that this House have agreed to the said Bill without any amendment.

A Bill, entitled, An Act to amend the Act to Incorporate the Town of Halifax ; also,
A Bill, entitled, An Act respecting Passengers coming into this Province ; also,

Halifax Incorporation
Passengers
Poors' Rates Egerton and

A Bill, entitled, An Act to extend to the Township of Egerton the Act respecting the collection of Poors' Rates of Pictou, and to amend the said Act ; also,

Prothonotary, C. B. Bills

A Bill, entitled, An Act to confirm the past proceedings of the Prothonotary and Clerk of the Crown for the County of Cape-Breton,

Read 2d time and

Were read a second time,

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day.

Ordered to Com.

A Bill, entitled, An Act to set off Weymouth into a separate Township, was read a second time.

Weymouth Bill
read 2d time and

Ordered, That that the said Bill be referred to a Select Committee, to examine and report upon.

Ref. to Sel. Com.

Ordered, That Mr. Lawson, Mr. Morse and Mr. Starr, be a Committee for that purpose.

Committee

WEDNESDAY, 31st MARCH, 1841.

<p>Message from H. A. agreeing to amdt. to Dartmouth Common Bill</p> <p>Also to amdt. to Windsor Landing Bill</p>	<p>A Message was brought from the House of Assembly, by Mr. Whidden, To inform the House that the House of Assembly agreed to a Bill, entitled, An Act for regulating the Dartmouth Common, as now amended.</p> <p>Also, that the House of Assembly agreed to the amendments proposed by this House to a Bill, entitled, An Act to continue and amend the Act to repeal the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof.</p>
<p>Dartmouth Common and Windsor Landing Bills</p>	<p>A Bill, entitled, An Act for regulating the Dartmouth Common; also, A Bill, now entitled, An Act to continue the Act to repeal the Act to regulate the Public Landing at Windsor,</p> <p>Were read, as amended, and the question was put by the President on each Bill, Whether this Bill, as amended, shall pass?</p> <p>It was resolved in the affirmative.</p>
<p>Finally agreed to & Sent to H. A.</p>	<p>A Message was sent to the House of Assembly, by the Clerk, To return the said Bills, and acquaint them therewith.</p>
<p>Liability of Lands to Debt Bill</p> <p>Read 1st time</p>	<p>Mr. Johnston presented a Bill, entitled, An Act to alter the Law relating to the liability of Lands to the payment of Debts.</p> <p>The said Bill was read a first time.</p> <p><i>Ordered</i>, That the said Bill be read a second time, at a future day.</p>
<p>Com. on Bills</p>	<p>On motion, the House was adjourned, during pleasure, and put into a Committee on Bills.—After some time, the House was resumed, and Mr. McNab reported that the Committee had made some progress.</p>
<p>Savings' Bank Bill</p> <p>Read 1st time</p>	<p>A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bill:</p> <p>A Bill, entitled, An Act to increase the usefulness of the Savings' Bank at Halifax. To which Bill they desired the concurrence of this House.</p> <p>The said Bill was read a first time.</p> <p><i>Ordered</i>, That the said Bill be read a second time, at a future day.</p>
<p>Bill in addition to Judiciary</p> <p>Read 3d time</p>	<p>A Bill, entitled, An Act in addition to, and in amendment of, an Act, passed during the present Session of the General Assembly, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, was read a third time, and the question was put by the President,</p> <p>Whether this Bill shall pass?</p> <p>It was resolved in the affirmative.</p>
<p>Agreed to and Sent to H. A.</p>	<p>A Message was sent to the House of Assembly, by the Clerk, To carry down the said Bill, and desire their concurrence thereto.</p>
<p>Cornwallis Town House Bill sent to H. A. and agreed to</p>	<p>A Message was sent to the House of Assembly, by the Clerk, To carry down a Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, and acquaint them that this House have agreed to their amendments to the said Bill.</p>
<p>Conference on Gen. State of Province relative to Contingent Expences</p>	<p>On motion, <i>resolved</i>, that a Conference be desired with the House of Assembly, by Committee, on the General State of the Province, and that the Committee of this House do communicate to the Committee of the House of Assembly the amount required to defray the contingent expenses of this House for the present Session.</p> <p>A Message was sent to the House of Assembly, by the Clerk, To desire the said Conference.</p>
<p>Adjourn</p>	<p>On motion made and seconded—the House adjourned until To-morrow, at one o'clock.</p>

Thursday,

Thursday, 1st April, 1841.

The House met pursuant to adjournment.

PRESENT—

The Honorable S. B. Robie, President.	
The Right Reverend and Honorable the Lord Bishop.	
The Honorable Peter McNab,	§ § § § § § §
Norman F. Uniacke,	
James W. Johnston,	
William Lawson,	
George Smith,	
Alexander Stewart,	
Lewis M. Wilkins, jr.	
	The Honorable James S. Morse,
	J. Leander Starr,
	M. Tobin, jr.
	D. McFarlane,
	John Morton,
	Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

A Bill, entitled, An Act to alter the Law relating to the liability of Lands to the payment of Debts; also,

Liability of Lands to Debts and

A Bill, entitled, An Act to increase the usefulness of the Savings' Bank at Halifax,

Savings' Bank Bills

Were read a second time.

Read 2d time and Ordered to Com.

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day.

On motion of Mr. Starr, resolved, that a Committee be appointed to prepare an Address to Her Majesty, praying Her Majesty to give her assent to a Bill which has passed in the House of Assembly and Legislative Council in the present Session, entitled, An Act for facilitating the recovery of Seamen's Wages.

Motion for Address to H. M. on Seamen's Wages Bill

Ordered, That Mr. Starr, Mr. Smith and Mr. McFarlane, be a Committee to prepare the said Address.

Committee

Mr. Johnston, the Chairman of the Committee appointed to consider the Despatch of the Right Honorable Lord John Russell, laid on the Table of this House by His Excellency's command, in answer to the Resolutions and Address of the Legislative Council of last Session, on the subject of the School Lands, reported the draft of an Address to His Excellency the Lieutenant-Governor, which he read in his place, and afterwards delivered it to the Clerk, who read the same as follows:

Com. on School Lands Despatches report Address to H. E.

TO HIS EXCELLENCY THE RIGHT HONORABLE

LUCIUS BENTINCK,

VISCOUNT FALKLAND.

Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honorable Privy Council, LIEUTENANT-GOVERNOR and Commander in Chief in and over Her Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

THE ADDRESS OF THE LEGISLATIVE COUNCIL.

May it please Your Excellency;

The Legislative Council have received with great satisfaction the information laid before them by Your Excellency, in the copy of a Despatch of the Right Honorable Lord John Russell, Secretary of State for the Colonies, dated 29th April, 1840, in answer to the Address and Resolutions of the Legislative Council passed at the last Session, on the subject of the School Lands in Nova-Scotia.

Address

The

THURSDAY, 1st APRIL, 1841.

The Legislative Council humbly offer to Her Majesty, and respectfully beg Your Excellency to convey to the Throne, their grateful sense of the consideration shewn by Her Majesty to the prayer of Her Loyal Subjects, the Legislative Council of Nova-Scotia, in directing that the investigation to be made into this subject should be as extensive and searching as possible, consistently with a reasonable period of duration for the commission.

The Members of the Legislative Council at the last Session unanimously agreed in the opinion, (notwithstanding differences on the merits of the question itself,) that the facts of the case required an examination and developement, such as has not yet taken place, and without which, any attempt at a final decision satisfactory to the country, would be hopeless.

The Legislative Council desire to convey to Your Excellency an unchanged expression of the same opinion. They believe that, as on the one hand a limited, superficial, or partial investigation, would but aggravate the evils to which the present unsettled state of the subject is exposed, so on the other hand a full, prompt, and impartial enquiry, is the only means of reaching an ultimate decision, which shall be just in itself, and calculated to command the acquiescence of the people in general.

While the object of the Legislative Council is thus directed to an investigation of all the circumstances and facts, it is felt that the measure challenges the approval and assistance of the advocates on both sides, as affording the means of ascertaining the truth and accuracy of their respective views.

The Legislative Council therefore believe that Her Majesty's gracious desire in this matter, as expressed in the Despatch above mentioned, coincides with the means best adapted to promote the harmony of the people committed to Your Excellency's Government, as well as to effect a just arrangement of the matter in controversy; and they respectfully pray that Your Excellency will be pleased, as soon as may be found convenient, to institute such an enquiry as may carry into effect Her Majesty's gracious acquiescence in the desire of the Legislative Council, expressed at the last Session, and in particular as may bring to view all the facts connected with the grant and allotment of Lands for the use of Schools and objects of Education in this Province—their early history, occupation and improvement—their continued management and control—with an account of their rents and benefits, and the appropriation of the same from the commencement to the present time, and any other feature in the case calculated to render more clear its true character.

The Legislative Council beg to offer to Your Excellency their confident hope, that the satisfactory adjustment of this exciting question, by means of such an enquiry, at once energetic, comprehensive and impartial, to be directed by Your Excellency, will add to the benefits which shall render Your Excellency's Administration the occasion of gratitude and respect to the people of this Province.

Com. on Address

On motion, the House was adjourned, during pleasure, and put into a Committee for the consideration of the said Address.—After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.

Message from H.A. agreeing to Cornwallis Town House Bill as amended.

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House that the House of Assembly agreed to a Bill, entitled, An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township, as amended.

And Halifax Incorporation Bill as amended

Also to inform the House that the House of Assembly agreed to a Bill, entitled, An Act to Incorporate the Town of Halifax, as now amended.

Also with the following Resolution:

£8 change of appropriation in Londonderry

Resolved, That the sum of Three Pounds granted in the Session of 1840, for repairing the Road from James McElman's, past John Morris', to William Fletcher's, (which Road is now shut up,) be applied and expended on the Road from Fulton's to Young's, in the Township of Londonderry.

To which Resolution they desired the concurrence of this House.

Read 1st time

The said Resolution was read a first time.

Ordered, That the said Resolution be read a second time, at a future day.

Conference agreed to

The Messenger also informed the House, that the House of Assembly agreed to the Conference desired by this House, on the General State of the Province. *Ordered*,

THURSDAY and FRIDAY, 1st and 2d APRIL, 1841.

Ordered, That Mr. Stewart, Mr. Wilkins and Mr. Morse, be a Committee to manage the said Conference. Committee

And the Managers went to the Conference, and being returned, Mr. Stewart reported that the Committee had held the said Conference, and that he had communicated his instructions to the Committee of the House of Assembly. Report

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bills :

A Bill, entitled, An Act to provide a Lock-up House and Town House at Barrington, in the County of Shelburne. Lock up House
Barrington

A Bill, entitled, An Act to amend the Act to regulate certain Landings in the County of Digby. Landings Digby

A Bill, entitled, An Act to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof. County Rates

A Bill, entitled, An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof. Quarantine

A Bill, entitled, An Act to continue the Act in further amendment of, and additional to, the Acts relating to Trespasses. Trespasses

A Bill, entitled, An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof. Infectious Diseases

A Bill, entitled, An Act to continue the Act, additional, concerning Nuisances. Nuisances

A Bill, entitled, An Act to continue the Act to prevent Disorderly Riding, and to regulate the driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned. Disorderly Riding
and

A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto. Pilotage Halifax
Bills

To which Bills they desired the concurrence of this House.

The said Bills were read a first time.

Read 1st time

Ordered, That the said Bills be read a second time, at a future day.

On motion made and seconded—the House adjourned until To-morrow, at one o'clock. Adjourn

Friday, 2d April, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,
Lewis M. Wilkins, jr.

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The Honorable James S. Morse,
J. Leander Starr,
M. Tobin, Jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

The following Resolutions for granting Money, viz :—

£15	0	0	to Reuben Nickerson,
700	0	0	Light House, North entrance Gut of Canso,
20	0	0	Packet between Bay of Verte and P. E. Island,
60	0	0	Revenue Boat, Digby,
300	0	0	Francis' Life Boats,

Money Votes

V

£60

£60	0	0	}	Revenue Boat, Sydney, C. B.
30	0	0		
33	0	0		Breakwater, Marshall's Cove,
70	0	0		do. Gates' Mountain, Wilmot,
100	0	0		do. Green Cove, Yarmouth,
50	0	0		do. Lewis Head,
43	0	0		do. Broad Cove, Inverness,
50	0	0		do. Whale Cove, Clare,
100	0	0		do. Aylesford,
100	0	0		do. Canady's Creek,
50	0	0		do. Specht's Cove,
50	0	0		do. Meteghan, Clare,
700	0	0		Light House, Basin of Minas,
39	15	0		African School,
500	0	0		annually, for 3 years, for Steam Boat from Halifax to Yarmouth,
60	0	0		Expenses of Small Pox, Guysborough,
7	15	0		Charles T. Wilkins,
3	0	0		change of Appropriation of Road Money, Londonderry,

Read 2d time Were read a second time, and the question was put by the President, on each Resolution,

Agreed to and Whether this Resolution be agreed to ?
It was resolved in the affirmative.

Sent to H. A. A Message was sent to the House of Assembly, by the Clerk,
To return the said Resolutions, and acquaint them that this House have agreed to the same, without any amendment.

Leave of absence to Mr. Morse On motion, *ordered*, that Mr. Morse have leave of absence, to return home on urgent private business.

Leave of absence to Mr. Smith On motion, *ordered*, that Mr. Smith have leave of absence, to return home on urgent private business.

Leave of absence to Mr. McFarlane On motion, *ordered*, that Mr. McFarlane have leave of absence, from Wednesday next, to return home an urgent private business.

Lock-up House Barrington A Bill, entitled, An Act to provide a Lock-up House, and Town House, at Barrington, in the County of Shelburne ; also,

Landings Digby A Bill, entitled, An Act to amend the Act to regulate certain Landings in the County of Digby ; also,

County Rates A Bill, entitled, An Act to continue the Act to direct and ascertain the mode of Assessing County and District Rates, and for other purposes, and the Acts in amendment thereof ; also,

Quarantine A Bill, entitled, An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof ; also,

Trespasses A Bill, entitled, An Act to continue the Act in further amendment of, and additional to, the Acts relating to Trespasses ; also,

Infectious Diseases A Bill, entitled, An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof ; also,

Nuisances A Bill, entitled, An Act to continue the Act, additional, concerning Nuisances ; also,

Disorderly Riding and A Bill, entitled, An Act to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned ; also,

Pilotage Halifax Bills A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof, and additional thereto,

Read 2d time Were read a second time.

Ord to Com. *Ordered*, That the said Bills be committed to a Committee of the whole House, at a future day.

On.

On motion, the House proceeded to the further consideration of the Address to His Excellency the Lieutenant-Governor, on the subject of the School Lands of this Province; and, after some time spent in deliberation, the said Address was agreed to.

Address rel. to School Lands adopted

On motion, the House was adjourned during pleasure, and put into a Committee on Bills.— After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.

Com. on Bills

A Message was brought from the House of Assembly, by Mr. Whidden :

To inform the House that the House of Assembly agreed to a Bill, entitled, An Act in addition to, and amendment of, an Act passed during the present Session of the General Assembly, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein, with an amendment—to which amendment they desired the concurrence of this House.

Message from H. A. agreeing to Bill in addition to Judiciary Bill with am.

Also, with the following Resolution :

Resolved, That the sum of Twenty Pounds, granted in the Session of 1839, to re-build the Bridge at Porter's Lake, and remaining undrawn from the Treasury, be applied and expended in making an alteration of the Road at Beech Hill, Preston.

£20 change of appropriation Preston

To which Resolution they desired the concurrence of this House.

The said Resolution was read a first time.

Read 1st time

Ordered, That the said Resolution be read a second time, at a future day.

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Adjourn

Saturday, 3d April, 1841.

The House met pursuant to adjournment.

P R E S E N T —

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,

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The Honorable James S. Morse,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

The Resolution for a change of appropriation of £20 for Road in Preston was read a second time; and the question was put by the President,

£20 change of appropriation Preston.
Read 2d time

Whether this Resolution shall be agreed to?

It was resolved in the affirmative.

Agreed to and

A Message was sent to the House of Assembly, by the Clerk,

Sent to H. A.

To return the said Resolution, and acquaint them that this House have agreed to the same without any amendment.

The House proceeded to the consideration of the amendment proposed by the House of Assembly to a Bill, entitled, An Act in addition to, and amendment of, an Act passed during the present Session of the General Assembly, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein.

Amdt. of H. A. to Judiciary Bill considered

The said amendment was read by the Clerk as follows :

At

SATURDAY, 3d APRIL, 1841.

"At the end of the Bill add the following Preamble and Clause.

And whereas, the time of holding the Court of General Sessions of the Peace in King's County has been omitted in the Act, of which this is an amendment: Be it enacted, that hereafter the Court of General Sessions of the Peace, in and for Kings' County, shall be held at Kentville, on the second Tuesday of November in each and every year."

And the said amendment being read a second and third time, was agreed to.

A Message was sent to the House of Assembly, by the Clerk,

To carry down the said Bill and acquaint them that this House have agreed to their amendment to the said Bill.

Ordered, That Mr. Johnson, Mr. Tobin and Mr. McFarlane, be a Committee to present the Address of this House to His Excellency the Lieutenant-Governor, relative to the School Lands of this Province.

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills.—After some time, the House was resumed, and Mr. McNab reported that the Committee had made some progress.

The Chairman also reported that the Committee had gone through

A Bill, entitled, An Act to continue the Act for the regulation of the Fisheries at Chedabucto Bay; also,

A Bill, entitled, An Act to continue and amend the Act to regulate the Weighing of Beef, and the Act in amendment thereof; also,

A Bill, entitled, An Act to alter and amend the Act for preventing Persons leaving the Province without a Pass; also,

A Bill, entitled, An Act to provide Hay Scales, and Weights and Measures for the Township of Lunenburg; also,

A Bill, entitled, An Act to amend the Act for providing Fire Engines for the Town of Yarmouth, and for other purposes; also,

A Bill, entitled, An Act to amend the Act to Incorporate the Town of Halifax; also,

A Bill, entitled, An Act to extend to the Township of Egerton the Act respecting the collection of Poors' Rates of Pictou, and to amend the said Act; also,

A Bill, entitled, An Act to confirm the past proceedings of the Prothonotary and Clerk of the Crown for the County of Cape-Breton; also,

A Bill, entitled, An Act to increase the usefulness of the Savings' Bank at Halifax; also,

A Bill, entitled, An Act to provide a Lock-up House and Town House at Barrington, in the County of Shelburne; also,

A Bill, entitled, An Act to amend the Act to regulate certain Landings in the County of Digby; also,

A Bill, entitled, An Act to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof; also,

A Bill, entitled, An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof; also,

A Bill, entitled, An Act to continue the Act in further amendment of, and additional to, the Acts relating to Trespasses; also,

A Bill, entitled, An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province; also,

A Bill, entitled, An Act to continue the Act, additional, concerning Nuisances; also,

A Bill, entitled, An Act to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned; also,

A Bill, entitled, An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.

And had agreed to the said Bills without any amendment.

And agreed to
Sent to H. A.

Com. to present
School Land Ad-
dress to H. E.

Com. on Bills

Report
Fisheries Cheda-
bucto Bay

Weighing of Beef

Pass

Hay Scales Lunen-
burg

Fire Engine Yar-
mouth

Am. of Hx. Incor-
poration
Poor Rates Egerton

Prothonotary C. B.

Savings Bank
Lock-up House
Barrington

Landings Digby

County Rates

Quarantine

Trespasses

Infectious Diseases

Nuisances

Disorderly Riding
and

Pilotage Halifax
Bills

Without am.

On

SATURDAY, 3d APRIL, 1841.

On motion, *resolved unanimously*, that the Standing Order, number 72, relative to Bills not being read or proceeded in twice on the same day, be suspended. Standing order postponed

Whereupon, the said Bills were read a third time, and the question was put by the President on each Bill, Bills read 3d time

Whether this Bill shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk, Agreed to &

To return the said Bills, and acquaint them that this House have agreed to the said Bills without any amendment. Sent to H. A.

Mr. Morse, in the absence of the Chairman of the Committee, to whom the Bill, entitled, An Act to set off Weymouth into a separate Township, was referred, reported that the Committee had examined the said Bill, and from information they had received, they had directed him to report that it was the opinion of the Committee that the said Bill should pass. Com on Weymouth Bill Report

Ordered, That the Report be received, and the said Bill be committed to a Committee of the whole House presently. Bill ord. to Com.

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. Com. on Bills
After some some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same, and had made several amendments thereto. Report School Bill with amds.

The said amendments were read by the Clerk, as follows: Amdts. read

5th Clause.—2d line—leave out "Clerk," and insert "Secretary, who may be one of the Members." 3d line—leave out "Clerk," and insert "Secretary."

10th Clause.—4th line—leave out "three" and insert "six."

14th Clause.—Leave out this Clause.

15th Clause.—Leave out this Clause.

17th Clause.—At the end of the Clause insert the following Proviso:

"Provided, that nothing in this Clause shall be construed to compel the Commissioners to prefer any Teacher on account of his classical knowledge, if his other qualifications be inferior to those of some other candidate for the School."

26th Clause.—5th line—after "three" insert "or more."

After the 32d Clause insert the following Clause:

"*And be it enacted*, That it shall be the duty of all Commissioners and Trustees of Schools, in their selection of Teachers, to have special regard to the religious and moral character of the candidates; and it shall be the duty of all the Teachers employed in all the Schools of every description, to be diligent in the Scriptural Instruction of the Children in the great and leading truths of the Christian Faith, and in the powerful influence which these truths should have upon the heart and conduct of every candidate for immortal happiness; and to assist these objects, it shall be the rule of every School to commence and close the duties of the day with humble supplication for the Heavenly Blessing; Provided, that nothing herein contained shall be construed into a preference in favor of any particular body of Christians whatever.

And the said amendments being read a second time, were agreed to by the House. And agreed to

Ordered, That the said Bill be read a third time, at a future time.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to set off Weymouth into a separate Township, and had agreed to the same without any amendment. Report Weymouth Bill with amdt.

Ordered, That the said Bill be read a third time, at a future time.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bills.

A Bill, entitled, An Act for amending the Act for taking the Census of this Province. Census

SATURDAY, 3d APRIL, 1841.

Highways	A Bill, entitled, An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.
Cordwood Halifax	A Bill, entitled, An Act to continue the Act to suspend the operation of the Act to prevent Forestalling, Re-grating, and Monopolizing of Cord Wood in the Town of Halifax.
Pickled Fish	A Bill, entitled, An Act to continue the Acts in force relative to the Inspection of Pickled Fish.
Herrings	A Bill, entitled, An Act to continue the Act for regulating the exportation of Red or Smoked Herrings.
Grammar School Annapolis and	A Bill, entitled, An Act to continue the Acts to provide for the regulation and management of the Grammar School or Academy at Annapolis.
Do. Lunenburg Bills	A Bill, entitled, An Act to continue the Act for the regulation and management of the Combined Common and Grammar School at Lunenburg.
Read 1st time	To which Bills they desired the concurrence of this House. The said Bills were read a first time. <i>Ordered</i> , That the said Bills be read a second time, at a future day.
Com. to prepare Address on Seamen's Wages Bill report 2 Addresses	Mr. Starr, the Chairman of the Committee appointed to prepare an Address to Her Majesty, praying Her Majesty to give Her assent to a Bill, entitled, An Act for facilitating the recovery of Seamen's Wages—reported the draft of an Address to Her Majesty, and also an Address to His Excellency the Lieutenant-Governor, which he read in his place, and afterwards delivered them to the Clerk, who read the same as follows :

TO THE QUEEN'S MOST EXCELLENT MAJESTY.

THE HUMBLE ADDRESS OF THE LEGISLATIVE COUNCIL OF NOVA-SCOTIA.

May it please Your Majesty.

Address to Her Majesty

The Legislative Council and House of Assembly have concurred, in the present Session in passing a Bill with a suspending Clause, for affording a cheap and Summary remedy to Seamen in the recovery of their wages.

Its principal object is to take Suits for Seamen's Wages below Twenty Pounds out of the jurisdiction of the Court of Vice Admiralty, whose authority and power in such cases have been found highly injurious and oppressive to the Ship Owner. The table of fees, even at the reduced rate, authorised by the Imperial Act of 1832, far exceeds the costs of a trial under the Provincial Statutes and practice of the Courts of Common Law, so that the expense of a suit in the Admiralty is often more than ten times as much as the demand; and in the most favourable cases is matter of just irritation, from the contrast it presents with the comparatively small expense of prosecuting or defending a claim in the Supreme Court. The consequence is, that the Admiralty Court has become a terror to Owners and Masters of Vessels, who are in the habit of submitting to unjust demands, rather than incur the risk of defending themselves in so expensive a Tribunal against the Seaman who has generally nothing to lose. But if the Court were beneficial, its operation is confined almost wholly to the Metropolis of Nova-Scotia. For these reasons the jurisdiction of the Court is taken away in this Bill, as far as it affects such suits against the Owners and Masters of Nova-Scotia Vessels.

If Your Majesty's advisers should be of opinion that there is any constitutional or technical difficulty, in assenting to this Bill, so anxious is the Mercantile community in this Province to be relieved from the present oppression, that the Legislative Council humbly beseech Your Majesty to direct the proper steps to be taken for granting to this Province the benefits sought for in this Bill.

The provisions in our own Statute, 16, W. 4, chap. 48, borrowed from the 16th Section of the Imperial Act, (5 & 6, W. 4, chap. 19), have been found wholly inoperative to restrain Seamen and their Proctors from carrying petty demands into the Vice Admiralty Court—a Tribunal never intended for such trivial suits, as its costly machinery and want of Summary Jurisdiction plainly shew.

Your

SATURDAY, 3d APRIL, 1841.

Your Majesty will find, however, that in framing this Bill, the Legislature have guarded the interest of the Seaman with the most jealous care. They have given him a remedy against the Ship by a Writ of Attachment, in the first instance, which will amply supply the place of the Admiralty process. They have provided for a Summary Trial, and made his wages payable within twenty-four hours, being a shorter time than is enacted either in the Imperial Statute or in our own. They have given him an appeal to the Supreme Court without security, which they have denied to the Owner or Master, lest it should be employed by the wealthier defendant, for the purpose of delay or oppression. And by this Bill they have afforded Seamen all over the Province, by application to two Justices of the Peace, in whom they may confide, and who are to be found in almost all the Outports, a speedier and easier remedy than they now have for the recovery of their wages.

The Bill is an improvement, in some essential particulars, on the Act passed by the Legislature of Nova Scotia in 1837, which was disallowed by Your Majesty, after it had been in successful operation for nearly two years, without complaint, either by the Seamen or Ship-owners of the Province.

The Legislative Council are convinced that this Act would be received as a boon equally by both classes; and trust therefore that Your Majesty will be graciously pleased to give it effect, either by the Royal sanction, or by directing its several provisions to be incorporated into an Act of Parliament, and extended to Vessels entering the Ports of this Province.

TO HIS EXCELLENCY THE RIGHT HONORABLE

LUCIUS BENTINCK,

VISCOUNT FALKLAND,

Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honorable Privy Council, LIEUTENANT-GOVERNOR and Commander in Chief in and over Her Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

THE ADDRESS OF THE LEGISLATIVE COUNCIL.

May it please Your Excellency;

The Legislative Council and House of Assembly have passed a Bill this Session with a suspending Clause, respecting the Court of Vice Admiralty in this Province, to which the Legislative Council pray the assent of Your Excellency.

The Legislative Council have passed an Address to Her Majesty, praying Her Majesty will be graciously pleased to give her assent to the said Bill, and which Address the Legislative Council request Your Excellency to transmit to Her Majesty's Principal Secretary of State for the Colonies, to be laid at the Foot of the Throne, with Your Excellency's favourable recommendation of the prayer thereof.

Ordered, That the said Addresses be received and adopted.

Ordered, That the Mr. Starr, Mr. Smith, Mr. Tobin, Mr. McFarlane and Mr. Bell, be a Committee to present the same to His Excellency the Lieutenant-Governor.

On motion, *resolved unanimously*, that the Standing Order of this House, number 72, relative to Bills not being read or proceeded in twice in the same day be suspended; whereupon,

A Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same, was read a third time, and the question was put by the President, Whether this Bill, with the amendments, shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them that this House have agreed to the same with amendments—to which amendments their concurrence is desired.

SATURDAY, 3d APRIL, 1841.

Weymouth Bill
read 3d time

A Bill, entitled, An Act to set off Weymouth into a separate Township, was read a third time, and the question was put by the President,
Whether this Bill, shall pass?

Agreed to and sent
to H. A.

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them that this House have agreed to the same without any amendment.

Com. on Bills

On motion, the House was adjourned during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. Uniacke reported that the Committee had made same progress.

Report Passengers'
Bill with amds.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act respecting Passengers coming into this Province, and had made several amendments thereto.

Amdts. read

The said amendments were read by the Clerk as follows:

1st Clause.—22d line—Leave out the word “arrive” and insert “shall have arrived and been landed from such Ship or Vessel.” 23d. line—after “place” insert “whatever.”

4th Clause.—20th line—Leave out “to” and insert “that the Attorney General shall thereupon.” 21st line—after “forthwith” insert “either against the master of such Ship or Vessel, or.” 21st & 22d lines—Leave out the words “by action, bill, plaint or information.” 24th line—after the second “the” insert “Attorney General in behalf of Her Majesty the Queen.” 24th, 25th, & 26th lines—Leave out “Collector or other principal Officer or Officers of the Customs”—at the end of the Clause add the following words “in such manner, and subject to the like judgment and execution, as in case of prosecution for penalties, or for forfeiture of a Ship or Goods, for violation of any Law in force relating to the Revenue.”

And agreed to

And the said amendments being read a second time, were agreed to by the House.

Ordered, That the said Bill be read a third time, at a future day.

Report liability of
Lands to Debts Bill
without am.

The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to alter the Law relating to the liability of Lands to the payment of Debts, and had agreed to the same without any amendment.

Ordered, That the said Bill be engrossed, and read a third time at a future day.

Com. on Granville
Fishery and Com-
mon Bill report Bill
with amds.

Mr. Johnston, the Chairman of the Committee to whom a Bill, entitled, An Act for the better Administration of the Fishing Privileges, and the Common, in the Township of Granville, and for appointing Trustees for the management of the same, was referred, reported that the Committee had examined the said Bill, and suggested several amendments, which they recommended should be adopted by the House.

Amdts. read

The said amendments were read by the Clerk as follows:

In the title—after the word “for” in the first line leave out the words “the better Administration of the Fishing Privileges and the Common,” and insert the words “disposing of certain waste lands.”

In the Preamble—after the word “land” in the seventh line—Leave out all the words to the word “Grantees” in the eleventh line, and insert the words, “although comprised within the Grant has never been allotted among the original”—and in the 16th, 17th and 18th lines, leave out from the word “claiming” to the word “Heirs,” both included; and in the 19th line, before the word “said,” insert the words “different parts of”—and after the said 19th line, leave out all the rest of the Preamble, and insert as follows: “and other parts remain unoccupied and useless, but owing to the number of the said original Grantees, and the multiplied changes and divisions in the titles, and the death and absence of parties since the said Grant passed, it is impossible to render available the unoccupied portions of the Tract, or vindicate the right of the present Proprietors in the Township, against those persons who have taken possession, either without pretence of title, or under pretence of interest in the Grant generally, to the great prejudice of the Inhabitants at large.”

1st Clause.—After the word “Persons,” in the 7th line insert “and from time to time to keep up that number as vacancies may occur.”

2d Clause.—Leave out all between the word “Lands” in the fourth line, and “upon”, in the 12th line both included, and insert instead as follows, “which is now vested in the said original Grantees or their Heirs or Assigns, and every of them, or which they or any of them are now entitled to, or might claim therein.”

At the end of the Clause add the following Proviso :

Provided always, That nothing herein shall affect or apply to any part of such Lands, as at the passing of this Act shall have been in the exclusive possession and use of any person or persons, and those under whom such person or persons claim for a continuous period of twenty years or more, or who in any mode may have acquired a title, legally available against the title of the original Grantees, their Heirs and Assigns, could the same at this distance of time be deduced and proved or against the title of such Grantees, their Heirs and Assigns, as the same shall be concentrated and vested in the said Trustees, by virtue of this Act.”

3d. Clause.—After the word “land” in the 4th line—Leave out the words “without legal title or authority” and insert the words “who shall not have had exclusive possession for twenty years, or acquired such available title as aforesaid”—and instead of the words “sixty days” in the 6th line insert “six months”—and after the word “lands,” in the 9th line, leave out all the rest of this Clause, and insert “such neglect and refusal shall be deemed legal evidence of actual ouster.”

4th Clause.—After the word “any,” in the 2nd line, insert “such” and leave out the words “so being on such Lands as aforesaid,” in the 3d line—and after the word “which,” in the 17th line, insert “absolute price or” and after the word “aforesaid” in the 19th line leave out all the rest of the Clause, and insert the following Proviso : “Provided, such person or persons shall be content to receive such Conveyance or Licence, and shall pay such absolute price, or execute such lease in the manner and on the terms which the said Court may order.”

5th Clause.—After the word “until” in the 8th line insert “the expiration of such notice as aforesaid and until,”—and after the word “and” in the 11th line insert “the parties Plaintiff and Defendant, shall be entitled to, and liable for costs as in ordinary cases of the like nature”—and—insert the word “any” instead of the words “the said” in the 12th line.

After the fifth Clause insert the following Clauses.

And be it enacted, That on the trial of any such action, the said Trustees shall not recover any Lands improved by the defendant, or by those he may claim under, unless they shall have given in evidence such order of the Court of Sessions as aforesaid, and the neglect or refusal of the defendant or those he may claim under to conform thereto ; and the said Trustees shall therein be taken and held, to have concentrated and vested in them the title, right and interest in and to the Land, sought to be recovered of the several original Grantees, their Heirs and Assigns—and the Defendant shall and may set up such defence by possession for twenty years as aforesaid, or any other defence which would be an available legal defence against such title, right and interest as aforesaid, and in case any of the Land sought to be recovered shall be improved, the Jury on such trial shall also enquire of the value of the improvements thereon, and also the value of the land in an unimproved state at the time of trial, and in case the defendant shall fail to establish an available legal defence to such action, then the Jury in addition to finding for the Plaintiffs on the title, shall also find both such values as aforesaid, and it shall be in the option of the Plaintiffs to pay the defendant the value of such improvements, or to demand from him the value of the Land in an unimproved state.

And be it enacted, If after the option of the Trustees shall be declared the defendant shall refuse or neglect to accept a conveyance in fee simple from the said Trustees, and which it is hereby declared they shall have power and authority to make of the said improved land, and to pay the value thereof, in an unimproved state, as found as aforesaid, or shall neglect or refuse to accept the said value of the improvements thereon, and to deliver

SATURDAY and MONDAY, 3d and 5th APRIL, 1841.

possession to the said Trustees of all the Lands in his possession, and recovered in such action as the option aforesaid may require, then it shall and may be lawful for the said Trustees to obtain such possession under execution upon the Judgment in such action, and from thenceforth any obligation or liability to pay the value of such improvements shall be discharged forever.

Agreed to

And the said amendments being read a second time, were agreed to by the House.

Adjourns

Ordered, That the said Bill be read a third time, at a future day.

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

Monday, 5th April, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honourable the Lord Bishop.

The Honourable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
George Smith,
Alexander Stewart,

The Honourable James S. Morse,
J. Leander Starr,
M. Tobin, jr.
D. McFarlane,
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of Saturday were read.

Census

A Bill, entitled, An Act for amending the Act for taking the Census of this Province ; also,

Highways

A Bill, entitled, An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges ; also,

Cordwood

A Bill, entitled, An Act to continue the Act to suspend the operation of the Act to prevent Forestalling, Regrating and Monopolizing of Cord Wood, in the Town of Halifax ; also,

Pickled Fish

A Bill, entitled, An Act to continue the Acts in force relative to the Inspection of Pickled Fish ; also,

Herrings

A Bill, entitled, An Act to continue the Act for regulating the exportation of Red or Smoked Herrings ; also,

Grammar School
Annapolis

A Bill, entitled, An Act to continue the Act provide for the regulation and management of the Grammar School or Academy at Annapolis ; also,

Do Lunenburg
Bills

A Bill, entitled, An Act to continue the Act for the regulation and management of the Combined Common and Grammar School at Lunenburg, were read a second time.

Read 2d time

Ordered, That the said Bills be committed to a Committee of the whole House, at a future day.

Ord. to Com.

Passengers Bill
Read 3d time

A Bill, entitled, An Act respecting Passengers coming into this Province—was read a third time, and the question was put by the President,

Agreed to &
Sent to H. A.

Whether this Bill with the amendments shall pass ?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill and acquaint them that this House have agreed to the same with amendments, to which amendments their concurrence is desired.

Liabilities of
Lands to Debts
Bill
Read 3d time

A Bill, entitled, An Act to alter the Law relating to the liability of Lands to the payment of Debts, was read a third time ; and the question was put by the President.

Agreed to &

Whether this Bill shall pass ?

It was resolved in the affirmative.

MONDAY and TUESDAY, 5th and 6th APRIL, 1841.

A Message was sent to the House of Assembly, by the Clerk,
To carry down the said Bill, and desire their concurrence thereto.

Sent to H. A.

A Message was brought from the House of Assembly, by Mr. Whidden,
To inform the House that the House of Assembly agreed to a Bill, entitled, An Act in addition to, and amendment of an Act, passed during the present Session of the General Assembly, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein—as amended.

Message from H. A. finally agreeing to Bill in addition to Judiciary

Also with the following Resolution and Bill.

Resolved, That the appropriation of the sum of Three Hundred Pounds, which in, and by an Act passed in the last Session of this House, entitled, An Act for applying certain Monies therein mentioned for the improvement of the Great Roads of this Province, is directed to be expended on the Road from Picton by River John to the bounds of Cumberland, be altered in so far as the sum of Fifty Pounds, part of the said sum be expended in the erection of a new Bridge across River John.

£50 change of appropriation Picton

A Bill, entitled, An Act for regulating the Militia.

Militia Bill

To which Resolution and Bill they desired the concurrence of this House.

The said Resolution and Bill were read a first time,

Read 1st time

Ordered, That the said Resolution be read a second time at a future day.

Ordered, That the said Bill be referred to a Select Committee to examine and report upon.

Militia Bill ref. to Sel. Com.

Ordered, That Mr. Starr, Mr. Smith, Mr. Tobin, Mr. Morton and Mr. Bell be a Committee for that purpose.

Committee

A Bill, entitled, An Act to Incorporate the Town of Halifax—was read as amended, and the question was put by the President,

Hr. Incorporation Bill

Whether this Bill as amended shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly, by the Clerk.

To return the said Bill and acquaint them therewith.

Finally agreed to & Sent to H. A.

A Bill, entitled, An Act for the better Administration of the Fishing Privileges, and the Common in the Township of Granville, and for appointing Trustees for the management of the same—was read a third time, and the question was put by the President,

Granville Fishery & Common Bill
Read 3d time

Whether this Bill with the amendments shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly by the Clerk.

To return the said Bill and acquaint them that this House have agreed to the same with amendments, to which amendments their concurrence is desired.

Agreed to & Sent to H. A.

On motion made and seconded—the House adjourned until To-morrow, at one o'clock.

Adjourn

Tuesday, 6th April, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,

The Honorable James S. Morse,

Norman F. Uniacke,

J. Leander Starr,

James W. Johnston,

M. Tobin, jr.

William Lawson,

D. McFarlane,

George Smith,

John Morton,

Alexander Stewart,

Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Mr.

TUESDAY, 6th APRIL, 1841.

Repeal of illegal overholding Bill presented and read 1st time
Standing order suspended

Bill read 2d time & Ord. to Com.

Com. on Bills

Report

Census

Highways

Cordwood

Pickled fish

Herrings

Grammar School Annapolis

Do. Lunenburg Bills Without am.

Standing Order Suspended

Bills read 3d time

Agreed to &

Sent to H. A.

Report repeal of illegal overholding Bill without amdt.

Standing Order Suspended

Bill read 3d time

Agreed to

Sent to H. A.

Com. on Militia Bill report

Mr. Johnson presented a Bill, entitled, An Act to repeal an Act for preventing illegal overholding and detainer of Real Estate, which was read a first time.

On motion, *resolved unanimously*, that the standing order of this House, No. 72, relative to Bills not being read or proceeded in twice on the same day, be suspended with reference to the said Bill.

The said Bill was read a second time.

Ordered, That the said Bill be committed to a Committee of the whole House, presently.

On motion the House was adjourned during pleasure, and put into a Committee on Bills; after some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.

The Chairman also reported that the Committee had gone through

A Bill, entitled, An Act for amending the Act for taking the Census of this Province;

A Bill, entitled, An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges; also,

A Bill, entitled, An Act to continue the Act to suspend the operation of the Act to prevent Forestalling, Re-grating and Monopolizing, of Cord Wood, in the Town of Halifax; also,

A Bill, entitled, An Act to continue the Acts in force relative to the inspection of Pickled Fish; also,

A Bill, entitled, An Act to continue the Act for regulating the exportation of Red or Smoked Herrings; also,

A Bill, entitled, An Act to continue the Act for the regulation and management of the Grammar School or Academy at Annapolis; also,

A Bill, entitled, An Act to continue the Act for the regulation and management of the Combined Common and Grammar School at Lunenburg.

And had agreed to the same without any amendment.

On motion, *resolved unanimously*, that the standing Order of this House, No. 72, relative to Bills not being read, or proceeded in twice on the same day be suspended.

Ordered, That the said Bills be read a third time presently.

The said Bills were read a third time, and the question was put by the President on each Bill.

Whether this Bill shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly by the Clerk,

To return the said Bills and acquaint them that this House have agreed to the same without any amendment.

The Chairman also reported that the Committee had gone through

A Bill, entitled, An Act to repeal An Act for preventing illegal overholding and detainer of Real Estate; and had agreed to the same without any amendment.

Ordered, That the said Bill be engrossed, and read a third time at a future time.

On motion, *resolved unanimously*, that the standing Order of this House, No. 72, relative to Bills not being read, or proceeded in twice on the same day be suspended.

The said Bill was read a third time, and the question was put by the President,

Whether this Bill shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly by the Clerk,

To carry down the said Bill and desire their concurrence thereto.

Mr. Starr the Chairman of the Committee to whom a Bill, entitled, An Act for regulating the Militia was referred, reported that the Committee had examined the said Bill, and recommended it should be agreed to.

Whereupon the said Bill was read a second time.

TUESDAY, 6th APRIL, 1841.

On motion, *resolved unanimously*, that the standing Order of this House, No. 72, relative to Bills not being read or proceeded in twice in the same day be suspended.

Ordered, That the said Bill be committed to a Committee of the whole House, presently,

The House was adjourned during pleasure, and put into a Committee on the said Bill; after some time the House was resumed, and Mr. McNab reported that the Committee had gone through the said Bill and made two amendments thereto.

The said amendments were read by the Clerk as follows,

11th Clause.—10th line—After "Company," insert the words "and by the Lieutenant Colonel or Officer Commanding the Regiment."

60th Clause.—1st line—After "the" insert "Regimental."

And the said amendments being read a second time, were agreed to by the House.

Then the said Bill was read a third time, and the question was put by the President, Whether this Bill with the amendments shall pass?

It was resolved in the affirmative.

A Message was sent to the House of Assembly by the Clerk,

To return the said Bill and acquaint them that this House have agreed to the same with amendments, to which amendments their concurrence is desired.

A Message was brought from the House of Assembly by Mr. Whidden with the following Bill and Resolutions.

A Bill, entitled, An Act for opening a New Road in the Township of Halifax.

Resolved, That the sum of Forty Pounds be granted and paid to the Honorable James S. Morse, to repay the amount advanced to William McKay, for an Exploration and Survey of the route of a Canal to unite the waters of the Bay of Fundy and the Gulf of Saint Lawrence.

Resolved, That such sum be granted and placed at the disposal of His Excellency the Lieutenant-Governor for the time being, as will suffice to pay to the Inhabitants of Yarmouth one half the expense of building a Beacon on Butler's Point, at Yarmouth Harbor, and placing Buoys on Corning's Ledge and Sallow's Rock, at the entrance of said Harbor—provided the sum granted shall not exceed One Hundred Pounds.

Resolved, That such sum be granted and placed at the disposal of His Excellency the Lieutenant-Governor, as will enable him to remit to the Colonial Office the sum of Nine Pounds and Nine Shillings, Sterling, advanced from the funds of that office, for printed reports of Appeal Cases, decided before the Judicial Committee of the Privy Council, forwarded to this Province.

Resolved, That the sum of Fifty Pounds be granted and paid to Jonathan Archibald, to pay him for expenses incurred in making a Settlement between Musquedoboit and St. Mary's, agreeably to the report of the Committee.

Resolved, That the sum of Fourteen Pounds and Nineteen Shillings be granted and paid to Daniel Durland, to enable him to keep a Public House to accommodate Travellers, between Queen's County and Annapolis—which House is about twelve miles from any Settlement each way, in the County of Annapolis.

Resolved, That the sum of Six Hundred and Eighty-one Pounds Fifteen Shillings and Six-pence be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to defray the over-expenditure for maintaining the Revenue Cutters last year.

Resolved, That the sum of One Thousand Eight Hundred Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to continue the service of three Revenue Cutters on the Coasts of Nova-Scotia as heretofore.

Resolved, That the sum of Twenty-five Pounds be granted and paid to James Gooseley and others, Trustees of the African Chapel at Liverpool, to enable them to complete that Building for the accommodation of the Colored Population, pursuant to the prayer of their Petition.

Resolved, That the sum of Two Hundred and Fifty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to enable him to lay the founda-

Standing Order suspended

Bill ord. to Com.

Committed

Reported with amts.

Ammts. read

And agreed to

Bill read 3d time

Agreed to and sent to H. A.

New Road Halifax Bill

£40 Hon. Jas. S. Morse

£100 Beacon, Yarmouth Harbor

£9 9 Stg. Colonial Office

£50 Jonathan Archibald

£14 19 Danl. Durland

£681 15 6 over-penditure Revenue Cutters

£1800 Revenue Cutters

£25 African Chapel Liverpool

£250 Provincial Museum

- tion of a Provincial Museum, under such rules and regulations as His Excellency, by and with the advice of the Executive Council, shall deem sufficient.
- £25 Breakwater at McNeil's Cove *Resolved*, That His Excellency the Lieutenant-Governor be authorized to draw, by Warrant, on the Treasury for the sum of Twenty-five Pounds, when it shall be proved to His Excellency's satisfaction that Seventy-five Pounds have been subscribed by the Inhabitants and expended towards building a Breakwater at McNeil's Cove, in St. Mary's Bay, in conformity with the Report of the Committee on Light-Houses.
- £947 4 5 Commrs. of Public Buildings *Resolved*, That the sum of Nine Hundred and Seventy-four Pounds Four Shillings and Five Pence be granted and paid to the Commissioners of Public Buildings, to defray the several balances due for services performed by Mechanics under their directions.
- £25 Mail Louisbourg and Gabbarous, C. B. *Resolved*, That a sum not exceeding Twenty-five Pounds be granted and paid to establish a Mail between Louisburg and Gabbarous, in the County of Cape-Breton.
- £149 Mail Couriers *Resolved*, That a sum not exceeding One Hundred and Forty-nine Pounds be granted and paid for the increased allowances to Mail Couriers, conformably to the report of the Post-Office Committee.
- £50 Infant School *Resolved*, That the sum of Fifty Pounds be granted and paid to the Ladies, Managers of the Infant School at Halifax, in aid of that Institution for the present year.
- £100 Revd. Mr. Uniacke's School *Resolved*, That the sum of One Hundred Pounds be granted and paid to the Rev. R. F. Uniacke, to enable him to defray the expenses incurred to support Schools for Poor Children in the North Suburbs of the Town of Halifax.
- £30 Indian Chapel *Resolved*, That the sum of Thirty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to assist the Indians in the erection of a Chapel on Chapel Island, in Bras d'Or Lake, in Cape Breton.
- £182 New Mail Routes *Resolved*, That a sum not exceeding One Hundred and Thirty-two Pounds be granted and paid for establishing new Mail Routes, conformably to the Report of the Post-Office Committee.
- £200 Nova Scotia Baptist Education Society *Resolved*, That the sum of Two Hundred Pounds be granted and paid to the Nova-Scotia Baptist Education Society, for the purpose of assisting them to liquidate the Debts of the Society.
- £15 LaHave Ferry *Resolved*, That the sum of Fifteen Pounds be granted and paid to John Pernette and Charles Pernette, for keeping up the Ferry over LaHave River.
- £100 Jas. Whitney *Resolved*, That the sum of One Hundred Pounds be granted and paid to James Whitney, to enable him to run a Steam Boat between Annapolis, Digby and St. John, for nine months in the ensuing year, and a good and sufficient vessel for the remainder of the year; Provided, the said James Whitney do carry the Mails without any additional expense—the said sum to be drawn quarterly, on the Certificate of the Deputy Postmaster at Digby, that the duty has been faithfully performed.
- £150 Arisaig Pier *Resolved*, That that the sum of One Hundred and Fifty Pounds be granted to assist in completing the Arisaig Pier—to be paid as soon as it shall be made to appear to His Excellency the Lieutenant-Governor that the Inhabitants of Arisaig shall have subscribed and expended the sum of Fifty Pounds in said work.
- £60 Revenue Boat Basin of Mines *Resolved*, That the sum of Sixty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of placing a Revenue Boat in the Basin of Mines for the present year, under the directions of the Excise Officer at Windsor.
- £44 Saml. Archibald *Resolved*, That the sum of Forty-four Pounds be granted and paid to Samuel Archibald, Commissioner, for opening the new Road from Truro to Salmon River, on the Pictou line, to pay for the Land occupied by the said Road, pursuant to the Report of a Committee of this House.
- £38 3 Wm. Faulkner *Resolved*, That the sum of Thirty-eight Pounds Three Shillings be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to pay William Faulkner for Expence of Survey made of a new Road from Musquedoboit to Upper Stewiacke, by Order of His Excellency Sir Colin Campbell, in 1840.
- £75 Dr. Jas. C. Hume *Resolved*, That the sum of Seventy-five Pounds be granted and paid to Doctor James C. Hume, for his services for the last six years, as Secretary to the Central Board of Health at Halifax, and for defraying sundry expenses attending that Board.

Resolved,

TUESDAY, 6th APRIL, 1841.

- Resolved*, That the sum of Thirty Pounds be granted to aid the Inhabitants of Isle Madame, in the County of Richmond, to open a Passage between Lenox Passage and Little Arichat Harbor, to be paid when it shall be made satisfactorily to appear to His Excellency the Lieutenant-Governor that the like sum of Thirty Pounds has been subscribed and paid by the said Inhabitants for the above purpose. £30 to open Passage between Lenox and Little Arichat Harbor
- Resolved*, That the sum of Twenty-five Pounds be granted and paid to the Commissioners of the Poor in Halifax, to defray the expense of continuing the School in the Poor House for the present year, for the benefit of Orphans and Poor Children in that Establishment. £25 School in Poor House
- Resolved*, That the sum of Three Hundred and Seventy-nine Pounds Thirteen Shillings and Nine Pence be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to repay certain persons for excess of Duties paid by them, agreeably to the Report of the Committee appointed to examine those claims. £379 13 9, to repay excess of Duties
- Resolved*, That the Treasurer of the Province, together with the Commissioners for signing Province Notes, be authorised to obtain Copper Tokens, consisting of Pence and Half Pence, to the amount of Five Hundred Pounds Sterling, of the same weight and fineness as those issued from the Treasury in 1832. £500 Copper Tokens
- Resolved*, That the sum of Five Hundred and Sixteen Pounds be granted and paid to Messrs. John Howe & Son, to pay the balance of their Account for the last year, for Printing for Government and the Legislature. £516 Messrs. Howe & Son for Printing
- Resolved*, That the sum of Thirty Pounds be granted and placed at the disposal of His Excellency the Lieutenant-Governor, for the purpose of employing a Revenue Boat and Tide Waiters, or Boat-men, at Pictou, to aid in the protection of the Revenue, to be under the direction of the Collector of Excise at that Port. £30 Revenue Boat Pictou
- Resolved*, That the Commissioners of the Bridewell be authorised to proceed with the Building, according to the plan and specification adopted by them, with one tier of Cells, and that an additional sum, not exceeding Two Thousand Pounds, be granted for that purpose, to be drawn after the expiration of the present year. £2000 Bridewell
- Resolved*, That the Sum of Eighty Pounds be granted and paid to the Adjutant General of Militia, for his services for the present year; and the further sum of Forty Pounds to the Quarter Master General of Militia, for his services for the present year. £80 Adjutant General & £40 Qr. Mr. Genl. of Militia
- Resolved*, That the sum of One Hundred Pounds be granted and paid to the Hon. Hugh Bell and others, to support a School in connexion with the Methodist Church in Halifax. £100 Methodist School Halifax
- Resolved*, That such sum be granted and paid to the Secretary of the Province, as will enable him to pay Three Pounds and Ten Shillings to each of the Clerks of the Peace within this Province, to whom His Excellency directed Road Commissions and Bonds in the year of our Lord One Thousand Eight Hundred and Forty. £3 10 to each Clerk of the Peace
- Resolved*, That the sum of Forty-seven Pounds Thirteen Shillings and Four Pence be granted and paid to John G. McKenzie, to repay him that amount expended in the purchase of Land for a Road, agreeably to the Report of the Committee. £47 13 4 John G. McKenzie
- Resolved*, That the sum of Ten Pounds be granted and paid to John James Sawyer, Esq., High Sheriff for the County of Halifax, for his expenses as such Sheriff at the opening and closing of the present Session of the General Assembly. £10 Sheriff of Halifax
- Resolved*, That the Collector of Impost at the Port of Halifax shall, and he is hereby authorised and required and directed to keep a distinct account of all duties by him collected upon the importation from the United States of America of Live Stock, Apples, Onions, Fruit, Biscuit and Bread, under the Act of the General Assembly, passed in the last Session, entitled, An Act for granting Colonial Duties for the support of Her Majesty's Government within this Province, and for promoting the Agriculture, Commerce, and Fisheries thereof, and that the said Duties upon the above specified articles, during the present year, shall be paid quarterly to the Commissioners of the Poor, for the use of the Transient Poor; Provided the amount so paid do not exceed One Thousand Pounds. Appropriation of Duties on Live Stock at Halifax
- Resolved*, That the sum of Ten Pounds be granted and paid to the Ferryman on the Eastern side of the Gut of Canso, to enable him to run a suitable Ferry Boat or Scow between Richard Carter's Landing, on the Western side of said Gut, and David McPherson's, on

TUESDAY, 6th APRIL, 1841.

- on the Eastern side thereof—the said Ferry Boat or Scow to be run under the regulation of the General Sessions for the County of Richmond.
- £150 Bridge over Baddeck River, C.B. *Resolved*, That the sum of One Hundred and Fifty Pounds be granted and paid to aid in building a Bridge over the River Baddeck, in the County of Cape-Breton.
- £36 6 10 expense of Criminal Proceedings C. B. *Resolved*, That the sum of Thirty-six Pounds Six Shillings and Ten Pence be granted and placed at the disposal of His Excellency the Lieutenant-Governor, to defray certain expenses attending Criminal Cases in the Island of Cape-Breton, viz:—To Edward Duck- et, Twenty-two Pounds Eleven Shillings and Seven Pence; John Fuller, Seven Pounds and Three Pence; and J. W. Weeks, Six Pounds and Fifteen Shillings—according to the Report of the Committee on their Accounts, of which payment has been recommended by His Excellency.
- £11 7 A. M. Uni-acke *Resolved*, That the sum of Eleven Pounds Seven Shillings be granted and paid to Andrew M. Uniacke, Esquire, Judge Advocate of Militia, for his services rendered to a Militia Board.
- £15 J. Ross *Resolved*, That the sum of Fifteen Pounds be granted and paid to John Ross, to reimburse him a sum intended to be paid him in the year 1840, for services performed in carriage of the Mails between Pictou and Halifax, pursuant to the Report of the Committee on his Petition.
- £7 10 J. Hewit *Resolved*, That the sum of Seven Pounds and Ten Shillings be granted and paid to John Hewit, being the amount of Duties paid on a Cask of Brandy which was staved, and the Liquor lost, on its carriage to Tatamagouche, in January last.
- £683 7 1 Contingencies of Council *Resolved*, That the sum of One Hundred and Fifty Pounds be granted and paid to defray the Salary of the Clerk of the Council, for the present Session; and One Hundred Pounds to the Law Clerk and Clerk of Parliament, of the Legislative Council, for his services for the present Session; and the further sum of Four Hundred and Thirty Three Pounds Seven Shillings and One Penny to defray the Expenses of the Council, for the present Session.
- £100 Reporters of Debates, &c. *Resolved*, That the sum of One Hundred Pounds be granted and paid to the Reporters of the Debates and Proceedings of the Legislature, for their services during the present year, in conformity with the Report of the Committee on Reporting.
- £15 Speaker to purchase Books *Resolved*, That the sum of Fifteen Pounds be granted and placed at the disposal of the Honorable the Speaker, to procure various Works and Publications necessary for conducting the business of the House of Assembly.
- £220 contingencies of H. A. *Resolved*, That a sum, not exceeding Two Hundred and Twenty Pounds, be granted to defray the expenses of extra Messengers, and other services and articles for the House of Assembly, and for Fuel, according to estimate—the said sum to be drawn and applied by the Clerk of the House of Assembly, under the sanction of the Speaker.
- £60 Stationary for H. A. *Resolved*, That a sum, not exceeding Sixty Pounds, be granted and paid to the Clerk of the House of Assembly, to defray the expense of Stationery and Binding of Journals and Laws for the House of Assembly during the present Session.
- £10 each Chairmen of H. A. *Resolved*, That the sum of Ten Pounds each be granted and paid to the two Chairmen of Committees on Bills and of Supply, for their services for the present Session.
- £100 each Clerks of H. A. *Resolved*, That the Sum of One Hundred Pounds each be granted and paid to the Clerk and Assistant Clerk of the House of Assembly, for their extra services during the present Session.
- £95 Saml. Archibald, change of appropriation *Resolved*, That His Excellency the Lieutenant-Governor be authorised to pay, out of the sum of Six Thousand Pounds granted for the Great Roads, the sum of Ninety-five Pounds, expended by Samuel Archibald, in the last year, upon the Main Road from Gay's River to Salmon River, agreeably to the Report of the Committee of this House, recommending payment of the same, in addition to the sum expended on the new Road under His Excellency's Order.
- Read 1st time To which Bill and Resolutions they desired the concurrence of this House.
The said Bill and Resolutions were read a first time,
Ordered, That the said Bill be read a second time at a future day.
Ordered, That the said Resolutions be read a second time, at a future time.

TUESDAY, 6th APRIL, 1841.

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House that the House of Assembly agreed to the amendments proposed by this House to the 17th and 26th Clauses of a Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same—that they did not agree to the amendments to the 5th, 10th, and 15th Clauses and the amendment, by which it is proposed to insert an enacting Clause after the 32d Clause, and that they could not consider the amendment to the 14th Clause, as it altered the disposition of a grant of money.

Message rel. to am.
to School Bill

The Resolution for a change of appropriation of £50 for a Road in Pictou, was read a second time, and the question was put by the President,

Whether this Resolution be agreed to?

It was resolved in the affirmative.

£50 change of Ap-
propriation Pictou
Read 3d time

A Message was sent to the House of Assembly, by the Clerk,

• To return the said Resolution, and acquaint them that this House have agreed to the same without any amendment.

Agreed to &
Sent to H. A.

The following Resolutions for granting money, viz :

£40	0	0	Honorable James S. Morse,
100	0	0	Beacon, Yarmouth Harbor,
9	9	0	Stg. Colonial Office, Reports of Appeal Cases,
50	0	0	Jonathan Archibald,
14	19	0	Daniel Durland,
681	15	6	Over-expenditure, Revenue Cutters,
1800	0	0	Revenue Cutters,
25	0	0	African Chapel, Liverpool,
250	0	0	Provincial Museum,
25	0	0	Breakwater, McNiel's Cove,
974	4	5	Commissioners of Public Buildings,
25	0	0	Mail, Louisbourg and Gabbarous,
149	0	0	Mail Couriers,
50	0	0	Infant School,
100	0	0	Rev. R. F. Uniacke's School,
30	0	0	Indian Chapel,
132	0	0	New Mail Routes,
200	0	0	Baptist Education Society,
15	0	0	LaHave Ferry,
100	0	0	James Whitney,
150	0	0	Arisaig Pier,
60	0	0	Revenue Boat, Basin of Mines,
44	0	0	Samuel Archibald,
38	3	0	William Faulkner,
75	0	0	Secretary of the Central Board of Health,
30	0	0	To open Passage between Lennox and Little Arichat,
25	0	0	School in Poor House,
379	13	9	To repay excess of duties,
500	0	0	Copper Tokens,
516	0	0	Messrs. Howe & Son, for Printing,
30	0	0	Revenue Boat, Pictou,
2000	0	0	Bridewell,
80	0	0	Adjutant General
40	0	0	Quarter Master General
100	0	0	Methodist School,
3	10	0	Each of the Clerks of the Peace,
47	13	4	John G. McKenzie,
10	0	0	Sheriff of Halifax,

Money Votes

} Militia,

£10	0	0	Ferryman on Eastern side of the Gut of Canso,
150	0	0	Bridge over Baddeck River, C. B.
36	6	10	Expenses of Criminal Proceedings, C. B.
11	7	0	A. M. Uniacke,
15	0	0	J. Ross,
7	10	0	J. Hewitt,

Also, the Resolution for appropriating the duties on Live Stock, &c. at Halifax, Were, by order, read a second time, and the question was put by the President on each Resolution,

Read 2d time &

Whether this Resolution be agreed to ?

Agreed to

It was resolved in the affirmative.

£683 7 1 contingencies of Council
Read 2d time
Motion to agree to negatived

The Resolution for granting the sum of £683 7 1 for the contingencies of the Council, was, by order, read a second time.

Vote disagreed to

Whereupon, Mr. Bell moved that the said Resolution be agreed to: which, being seconded, and the question being put, passed in the negative.

Whereupon, it was moved that the said Resolution be not agreed to: which, being seconded, and the question being put, passed in the affirmative.

Message from H. A. agreeing to repeal of illegal overholding Act

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House that the House of Assembly agreed to a Bill, entitled, An Act to repeal An Act for preventing illegal overholding and detainer of Real Estate, without any amendment.

Agreeing to am. to Militia Bill

Also, to inform the House that the House of Assembly agreed to the amendments proposed by this House to a Bill, entitled, An Act for regulating the Militia.

Also, with the following Bill and Resolutions.

Lands liable for payment Debts Bill
Division of Road Money

A Bill, entitled, An Act to alter the Laws for making Lands liable for the payment of Debts.

Resolved, That the sum of £18,000 granted for the service of Roads and Bridges for the present year, exclusive of the £6000 appropriated for the Great Road service, be divided as follows:

For the County of Cape-Breton	£1200
Inverness	1200
Richmond	950
Sydney	950
Guysborough	950
Pictou	1000
Colchester	1000
Halifax	1300
Cumberland	1000
Hants	1300
King's	1200
Lunenburg	1000
Annapolis	1000
Digby	1000
Queen's	950
Shelburne	1000
Yarmouth	1000

£18,000

Resolution rel. to Road Money in Cape Breton
Inverness
Richmond

Resolved, That the following Sums Money, that is to say, the Sum of One Thousand Two Hundred Pounds allotted for the Service of Roads and Bridges in the County of Cape Breton; the Sum of One Thousand Two Hundred Pounds allotted for the service of Roads and Bridges in the County of Inverness; the sum of Nine Hundred and Fifty Pounds allotted for the service of Roads and Bridges in the County of Richmond, be placed at the disposal of His Excellency the Lieutenant-Governor, to be respectively expended on the said Services.

Sub-division of Road money in Sydney

Also, a Resolution specifically applying the Sum of £950, appropriated for the service of Roads and Bridges in the County of Sydney.

Also,

- Also, a Resolution specifically applying the Sum of £950, appropriated for the service of Roads and Bridges in the County of Guysborough. Guysborough
- Also, a Resolution specifically applying the Sum of £1000, appropriated for the service of Roads and Bridges in the County of Pictou. Pictou
- Also, a Resolution specifically applying the sum of £1000, appropriated for the service of Roads and Bridges in the County of Colchester. Colchester
- Also, a Resolution specifically applying the Sum of £1300, appropriated for the service of Roads and Bridges in the County of Halifax. Halifax
- Also, a Resolution specifically applying the Sum of £1000, appropriated for the service of Roads and Bridges in the County of Cumberland. Cumberland
- Also, a Resolution specifically applying the Sum of £1300, appropriated for the service of Roads and Bridges in Hants County. Hants
- Also, a Resolution specifically applying the Sum of £1200, appropriated for the service of Roads and Bridges in King's County. King's County
- Also, a Resolution specifically applying the Sum of £1000, appropriated for the service of Roads and Bridges in the County of Lunenburg. Lunenburg
- Also, a Resolution specifically applying the Sum of £1000, appropriated for the service of Roads and Bridges in the County of Annapolis. Annapolis
- Also, a Resolution specifically applying the Sum of £1000, appropriated for the service of Roads and Bridges in the County of Digby. Digby
- Also, a Resolution specifically applying the Sum of £950, appropriated for the service of Roads and Bridges in Queen's County. Queen's
- Also, a Resolution specifically applying the Sum of £1000, appropriated for the service of Roads and Bridges in the County of Shelburne. Shelburne
- Also, a Resolution specifically applying the Sum of £1000, appropriated for the service of Roads and Bridges in the County of Yarmouth. Yarmouth
- To which Bill and Resolutions they desired the concurrence of this House.
- On motion made and seconded—the House adjourned until To-morrow, at one o'clock. Adjourn

Wednesday, 7th April, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honourable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
Alexander Stewart,

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§
§
§
§

The Honorable J. Leander Starr,
M. Tobin, Jr.
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Mr. Johnston, the Chairman of the Committee appointed to present the Address to His Excellency the Lieutenant-Governor on the subject of the School Lands of this Province, reported that the Committee had performed that duty, and that his Excellency had been pleased to state he would give the subject his immediate attention.

Committee to present
Address to H. E. on
School Lands
Report

Mr. Starr, the Chairman of the Committee appointed to present to His Excellency the Lieutenant-Governor the Addresses of this House to Her Majesty and to His Excellency, relative to the Bill, entitled, An Act for facilitating the recovery of Seamen's Wages, reported that the Committee had presented the said Addresses, and that His Excellency had been pleased to state that he would transmit the Address, to Her Majesty, to the Secretary of State for the Colonies, with his favorable recommendation of the prayer thereof.

Committee to pre-
pare Address to H.
M. on Seamen's
Wages Bill report

WEDNESDAY, 7th APRIL, 1841.

Lands liable for pay-
ment of Debts Bill
Read 1st time
Standing Order sus-
pended

Bill Read 2d time &
Ord. to Com.

A Bill, entitled, An Act to alter the Laws for making Lands liable for the payment of Debts, was read a first time.

On motion, *resolved unanimously*, that the Standing Order of this House, No. 72, relative to Bills not being read or proceeded in twice on the same day, be suspended.

Whereupon, the said Bill was read a second time.

Ordered, That the said Bill be committed to a Committee of the whole House, at a future time.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Resolutions:

Resolution for pay-
ment of Bounty on
Chocolate

Resolved, That His Excellency the Lieutenant-Governor be authorized and requested to allow and pay to the Manufacturers of Chocolate, until the next Session of the Provincial Legislature, such sum as shall be equal to Three Shillings for every Hundred Pounds thereof that shall be Manufactured in this Province, and proved, to the satisfaction of His Excellency, to have been exported therefrom, and this House, at its next Session, will provide for the same.

£150 Steam Boat
between Pictou &
P. E. Island

Resolved, That the sum of One Hundred and Fifty Pounds be granted for the supporting and maintaining a good and sufficient Steam Boat between Pictou and Prince Edward Island for the present year—to be paid when it shall be made satisfactorily to appear to His Excellency the Lieutenant-Governor, or Commander in Chief for the time being, that such Boat (when not prevented by boisterous weather or unavoidable accident,) has plied, during the Summer Season, three times a week between Pictou and Prince Edward Island, and shall, if required, have conveyed the Mails between this Province, and said Island.

Resolution providing
for carrying Mails
between Halifax and
Pictou

Whereas, the sum of One Thousand Five Hundred and Fifty Pounds, Sterling, will be required to keep up the Mail Routes, between Halifax and Pictou, in such manner as will be required in consequence of the Steam Communication between this Province and the United Kingdom, of which sum this Province ought to contribute its proportion; *Resolved*, that His Excellency the Lieutenant-Governor be requested to communicate with the Postmaster General in London, and the Governor General of Canada, as to the amount to be contributed from the Funds of the General Post Office, and of that Province, and that His Excellency be authorized also to advance the sum of Five Hundred and Fifty Pounds, Sterling, for the present year, for which amount this House will make provision at its next Session, to be paid to such person or persons who will contract to carry the Mails thrice a week, between the first of May and first of November, and twice a week during the remainder of the year; and also to carry, twice a month, the Mails from England for Quebec, arriving from the Steamers, under such regulations as may be established by the Post Office Authorities, with a condition that such Mails be carried in proper Carriages, drawn by Four Horses; and also that all Passengers, arriving by the said Steamers, who desire to proceed thither, shall be conveyed to Pictou at a reasonable rate. And further, *resolved*, that it is the opinion of this House, that a Contract should be made with persons willing to undertake the duties defined in the foregoing Resolution, for any period not exceeding eight years, and this House will make similar provision annually.

£6 Change of Appro-
priation Cornwallis

Resolved, That the sum of Six Pounds, granted in 1840, for the alteration up the Hollow South of Gesner's Mill-pond, be applied to the repair of the Dam or Bridge over the Pond, and the Road crossing the same, in Cornwallis.

£10 Change of Ap-
propriation Horton

Resolved, That Ebenezer Bishop, Commissioner for expending Money on the Great Road through Horton, be allowed to appropriate so much of the Money, placed at his disposal, to the payment of damages of Lands necessarily occupied in altering and improving the Road through the Premises of Eliphalet Fuller, as agreed for, not exceeding Ten Pounds.

Read 1st time

To which Resolutions they desired the concurrence of this House.

The said Resolutions were read a first time.

Ordered, That the said Resolutions be read a second time, at a future time.

£95 S. Archibald
change of Appropria-
tion

The Resolution for a change of Appropriation of £95 to Samuel Archibald, was read a second time, and the question was put by the President,

Whether

Whether this Resolution be agreed to? It was resolved in the affirmative.	Agreed to &
A Message was sent to the House of Assembly, by the Clerk, To return the said Resolution, and acquaint them that this House have agreed to the same, without any amendment.	Sent to H. A.
A Bill, entitled, An Act for regulating the Militia, was read, as amended, and the question was put by the President, Whether this Bill, as amended, shall pass? It was resolved in the affirmative.	Militia Bill Finally agreed to &
A Message was sent to the House of Assembly, by the Clerk, To return the said Bill, and acquaint them therewith.	Sent to H. A.
On motion, the House was adjourned, during pleasure, and put into a Committee on Bills.—After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress.	Com on Bills
The Chairman also reported that the Committee had gone through a Bill, entitled, An Act to alter the Laws for making Lands liable for the payment of Debts, and had agreed to the same, without any amendment.	Report Lands liable to Debts Bill without amdt.
On motion, <i>resolved unanimously</i> , that the Standing order of this House, No. 72, relative to Bills not being read or proceeded in twice in the same day, be suspended, and the said Bill be read a third time, presently.	Standing Order suspended
Whereupon, the said Bill was read a third time, and the question was put by the President, Whether this Bill shall pass? It was resolved in the affirmative.	Bill read 3d time Agreed to &
A Message was sent to the House of Assembly by the Clerk, To return the said Bill, and acquaint them that this House have agreed to the same, without any amendment.	Sent to H. A.
A Message was sent to the House of Assembly, by the Clerk, To return the forty-four Resolutions for granting Monies, agreed to yesterday, and acquaint them that this House have agreed to the same, without any amendment.	44 Money Votes Sent to H. A.
On motion of Mr. Morton, <i>resolved</i> , that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and communicate to him the Report of the Committee of this House relative to a Daily Communication between Halifax and St. John, New-Brunswick.	Report of Com. on daily communication with St. John, N. B. to be sent to H. E.
<i>Ordered</i> , That Mr. Morton, Mr. Starr and Mr. Bell, be a Committee for that purpose.	Committee
A Bill, entitled, An Act for opening a new Road in the Township of Halifax, Was read a second time.	Road Halifax Bill Read 2d time
On motion, <i>resolved unanimously</i> , that the Standing Order of this House, No. 72, relative to Bills not being read or proceeded in twice on the same day, be suspended, as respects the said Bill.	Standing Order suspended
<i>Ordered</i> , That the said Bill be committed to a Committee of the whole House presently.	Bill ord. to Com.
On motion, the House was adjourned, during pleasure, and put into a Committee on the said Bill.—After some time, the House was resumed, and Mr. Uniacke reported that the Committee had gone through the said Bill, and had agreed to the same without any amendment.	Committed Reported without am.
<i>Ordered</i> , That the said Bill be read a third time presently. The said Bill was read a third time, and the question was put by the President, Whether this Bill shall pass? It was resolved in the affirmative.	Read 3d time Agreed to &
A Message was sent to the House of Assembly by the Clerk, To return the said Bill, and acquaint them that this House have agreed to the same without any amendment.	Sent to H. A.

WEDNESDAY, 7th APRIL, 1841.

Division and sub-division of Road Money

Read 1st & 2d time

The sixteen Resolutions brought up yesterday from the House of Assembly, dividing and sub-dividing the sum of Eighteen Thousand Pounds voted for the service of Roads and Bridges, were read a first time, and, by order, read a second time, and the question was put by the President on each Resolution,

Whether this Resolution be agreed to ?

It was resolved in the affirmative.

Agreed to &

A Message was sent to the House of Assembly by the Clerk,

Sent to H. A.

To return the said Resolutions, and acquaint them that this House have agreed to the same without any amendment.

A Message was brought from the House of Assembly, by Mr. Whidden, with the following Bill and Resolutions :

Further amds. of Judiciary Bill

A Bill, entitled, An Act further to amend the Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein.

£20 Revenue Boat Liverpool

Resolved, That whenever the sum of Twenty Pounds shall be paid into the Treasury of the Province, for seizures made by the Revenue Officers in Queen's County, it shall and may be lawful for His Excellency the Lieutenant-Governor to apply a sum, not exceeding Twenty Pounds, for the purpose of employing a Revenue Boat at Liverpool, to aid in the protection of the Revenue, and for the collection of Light Duty at that Port.

£100 change of appropriation Queen's County

Whereas, it is considered necessary to make an alteration in the Main Post Road leading from Mill's Village to Herring Cove, in Queen's County, *and whereas*, the Money granted for that line of Road, and still unexpended, may not be sufficient for that purpose : *Resolved*, that it shall and may be lawful for His Excellency the Lieutenant-Governor to direct that any sum, not exceeding One Hundred Pounds, be applied to complete the said alteration, out of any money that may have been granted for the Road from Liverpool to Shelburne, and not expended.

£48 change of appropriation Barrington

Resolved, That the sum of Forty-eight Pounds, granted in the Session of 1840, for the purpose of opening a new Road from Shag Harbor to John Crowell's, in the Township of Barrington, and which has not been drawn from the Treasury, be changed and applied to repair the old Road leading from John Crowell's to Shag Harbor, in said Township.

To which Bill and Resolutions they desired the concurrence of this House.

Read 1st time

The said Bill and Resolutions were read a first time.

Ordered, That the said Bill and Resolutions be read a second time, at a future day.

Money Votes

The following Resolutions for granting Money, viz :

£100	0	0	Reporters of Debates of Legislature.
15	0	0	Speaker, to purchase Books for H. A.
220	0	0	Contingencies of H. A.
60	0	0	Stationary for H. A.
10	0	0	Each, Chairmen of H. A.
100	0	0	Each, Clerks of H. A.

Read 2d time

Were read a second time, and the question was put by the President, on each Resolution,

Whether this Resolution be agreed to ?

It was resolved in the affirmative.

Agreed to &

A Message was sent to the House of Assembly, by the Clerk,

Sent to H. A.

To return the said Resolutions, and acquaint them that this House have agreed to the same, without any amendment.

A Message was sent to the House of Assembly, by the Clerk,

To return the Resolution for granting the sum of £683 7s. 1d. for the Contingencies of the Legislative Council, and acquaint them that this House have not agreed to the same.

Vote for Contingencies of Council sent to H. A.

Message from H. E. with Despatches rel. to Mail Routes to Canada

Mr. Stewart, by His Excellency the Lieutenant-Governor's Command, laid before the House a copy of a Despatch from His Excellency to His Excellency Sir John Harvey, Lieutenant-

WEDNESDAY and THURSDAY, 7th and 8th APRIL, 1841.

Lieutenant-Governor of New Brunswick, relative to the Mail Route to Canada, by way of the Shore of the Gulph of St. Lawrence and Metis, together with the reply of His Excellency Sir John Harvey.

The said Despatches were read, and ordered to lie on the Table.

(For Despatches, vide Appendix No. 24.)

On motion made and seconded—the House adjourned until To-morrow, at one o'clock. Adjourn.

Thursday, 8th April, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.

The Right Reverend and Honorable the Lord Bishop.

The Honorable Peter McNab,
Norman F. Uniacke,
James W. Johnston,
William Lawson,
Alexander Stewart,

Division

The Honorable J. Leander Starr,
M. Tobin, jr.
John Morton,
Hugh Bell.

PRAYERS.

The Minutes of yesterday were read.

Mr. Morton, the Chairman of the Committee appointed to communicate to His Excellency the Lieutenant-Governor, the Report of the Committee of this House, relative to a Daily Communication between Halifax and Saint John New-Brunswick, reported, that the Committee had waited upon His Excellency with the said Report, and that His Excellency had been pleased to state, he would give the subject his best consideration.

Com. to communicate daily Communication with St. John, Report

A Bill, entitled, An Act further to amend the Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein—was read a second time.

Bill further to amend Judiciary Bill

Read 2d time

Ordered, That the said Bill be committed to a Committee of the whole House, at a future time.

Ord. to Com.

The following Resolutions, viz:

Resolutions

A Resolution granting a Bounty on Chocolate.

£150 Steam Boat between Pictou and Prince Edward Island.

A Resolution relative to the carrying of the Mails between Halifax and Pictou.

£6 change of appropriation in Cornwallis.

10 " " Horton.

20 Revenue Boat, Liverpool.

100 change of appropriation in Queen's County.

48 " " Barrington.

Were read a second time, and the question was put by the President on each Resolution, Whether this Resolution be agreed to? Read 2d time

It was resolved in the affirmative.

Agreed to &

A Message was sent to the House of Assembly, by the Clerk.

To return the said Resolutions, and acquaint them that this House have agreed to the same without any amendment. Sent to H. A.

On motion, the House proceeded to the consideration of those amendments proposed by this House to a Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same, which have not been agreed to by the House of Assembly. Amdts. to School Bill considered

The.

THURSDAY, 8th APRIL, 1841.

Am. to 5th clause not adhered to

Am. to 10th clause not adhered to

Am. to 13th clause

The amendments to the 5th Clause, were read by the Clerk ;
 And, on motion, *resolved*, that the said amendments be not adhered to.
 The amendment to the 10th Clause was read by the Clerk ;
 And, on motion, *resolved*, that the said amendment be not adhered to.
 The amendment to the 14th Clause, viz : to leave out that Clause—which Clause is as follows :

And be it enacted, That any School, wherein the ordinary Instructon may be in the French, Gaelic, or German Language in any School District in this Province, shall be entitled to the like portion of the public Money, as any School wherein the ordinary Instruction may be in the English Language.

Resolution rel. to not adhered to

Am. to 15th clause not adhered to

And which amendment has not been considered by the House of Assembly, was read ;
 And, on motion, *resolved*, that although this House has the right to propose the said amendment, yet this House will not adhere to the said amendment.

The amendment to the 15th Clause, to leave out the Clause which is as follows :
And be it enacted, That the Certificate required to be given by the Teacher or Teachers of any School, under the Ninth Clause of the said Act hereby continued and amended, shall be attested on Oath by such Teacher or Teachers, before some Justice of the Peace for the County, wherein such School may be, before the same is delivered to, or received by, the said Commissioners—and which amendment has not been agreed to by the House, was read ;

Amdt. to insert clause adhered to

Message to H. A. with Bill

And, on motion, *resolved*, that the said amendment be not adhered to.

The amendment for inserting a Clause after the 32d Clause, was read ; and,

On motion, *resolved*, that the said amendment be adhered to.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them that this House do not adhere to the amendments proposed by them to the 5th, 10th, 14th and 15th Clauses of the said Bill, but adhere to their amendment to insert an enacting Clause after the 32d Clause of the said Bill.

Message from H. A. rel. to amdt. to Passengers Bill

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House that the House of Assembly agreed to the amendments proposed by this House to the first Clause of a Bill, entitled, An Act respecting Passengers coming into this Province, and could not consider the amendments proposed by this House to the fourth Clause of the said Bill, as they provide for, and relate to, the imposition of Penalties, and the collection thereof.

Appropriation Bill

A Message was brought from the House of Assembly, by Mr. Whidden, with
 A Bill, entitled, An Act for applying certain Monies therein mentioned for the service of the year of Our Lord One Thousand Eight Hundred and Forty-one, and for other purposes.

Read 1st time

Ref. to Sel. Com.

To which Bill they desired the concurrence of this House.

The said Bill was read a first time,

Ordered, That the said Bill be referred to a Select Committee, to examine and report upon.

Committee

Ordered, That Mr. Starr, Mr. Tobin and Mr. Bell, be a Committee for that purpose.

Amdts. to 4th clause of Passengers Bill considered

The House proceeded to the consideration of the amendments proposed by this House to the 4th Clause of a Bill, entitled, An Act respecting Passengers coming into this Province, which amendments have not been considered by the House of Assembly.

And adhered to

Bill sent to H. A.

The said amendments were read by the Clerk ;

And, on motion, *resolved*, that the said amendments be adhered to.

A Message was sent to the House of Assembly, by the Clerk,

To return the said Bill, and acquaint them therewith.

Com. on Appropriation Bill report

Mr. Starr, the Chairman of the Committee to whom a Bill, entitled, An Act for applying certain Monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Forty-one, and for other purposes, was referred, reported that the Committee

Committee

mittee had examined the said Bill, and found it contained only those votes which had been agreed upon by both Houses and the usual votes.

On motion, *resolved unanimously*, that the Standing Order of this House, No. 72, relative to Bills not being read or proceeded in, twice on the same day, be suspended, in respect of the Bills now before the House. Standing Order sus-
pended

Whereupon, a Bill, entitled, An Act for applying certain Monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Forty-one, and for other purposes—was read a second time. Appropriation Bill
Read 2d time &

Ordered, That the said Bill be committed to a Committee of the whole House presently. Ord. to Com.

On motion, the House was adjourned, during pleasure, and put into a Committee on Bills. After some time the House was resumed, and Mr. McNab reported that the Committee had made some progress. Com. on Bills

The Chairman also reported that the Committee had gone through

A Bill, entitled, An Act further to amend the Act, to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein ; also, Report further amdt.
of Judiciary &

A Bill, entitled, An Act for applying certain Monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Forty-one, and for other purposes. Appropriation Bills

And had agreed to the same without any amendment. Without am.

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House, that the House of Assembly desired a Conference with this House, by Committee, on the subject of the last amendment, proposed by this House, to a Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same. Message from. H. A.
asking conference on
last. am. to School
Bill

Ordered, That the said Conference be agreed to ; and, Agreed to

A Message was sent to the House of Assembly, by the Clerk,
To acquaint them therewith.

Ordered, That the Lord Bishop, Mr. Johnston, and Mr. Stewart, be a Committee to manage the said Conference. Committee

A Bill, entitled, An Act further to amend the Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein ; also, Further Amdt. of Ju-
diary &

A Bill, entitled, An Act for applying certain Monies therein mentioned, for the service of the year of our Lord One Thousand Eight Hundred and Forty-one, and for other purposes, Appropriation Bills

Were read a third time, and the question was put by the President, on each Bill,
Whether this Bill shall pass ? Read 3d time

It was resolved in the affirmative. Agreed to &

A Message was sent to the House of Assembly, by the Clerk,
To return the said Bills, and acquaint them that this House have agreed to the same without any amendment. Sent to H. A.

The Lord Bishop, the Chairman of the Committee of this House, appointed to hold a Conference with a Committee of the House of Assembly, on the subject of the last amendment proposed by this House to a Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same, reported that the Committee had held the said Conference, and stated the substance of the Conference to the House. Report of Com. of
Conference on School
Bill

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House that the House of Assembly adhered to their Resolution not to agree to the last proposed amendment of this House, to insert an enacting Clause after the 32d Clause of the said Bill. Message from H. A.
with School Bill

Am. to School Bill considered & deferred till Saturday

The House proceeded to the further consideration of the said amendment to the said Bill, and after long debate, the further consideration of the said amendment was postponed until Saturday next.

Com. to consider course to be pursued rel. to contingent expenses

On motion, *resolved*, that a Committee be appointed to consider of, and report to, the House, what steps are necessary to be adopted in consequence of the course pursued by the House of Assembly, with reference to the contingent expenses of this House for the present Session.

Committee

Ordered, That Mr. Stewart, Mr. Johnston, Mr. Morton, Mr. Starr and Mr. Bell, be a Committee for that purpose.

Adjourn

On motion made and seconded—the House adjourned until Saturday, at eleven o'clock.

Saturday, 10th April, 1841.

The House met pursuant to adjournment.

P R E S E N T—

The Honorable S. B. Robie, President.	
The Right Reverend and Honourable the Lord Bishop.	
The Honourable Peter McNab,	§ S P O N S O R S
Norman F. Uniacke,	
James W. Johnston,	
William Lawson,	
Alexander Stewart,	
	The Honourable J. Leander Starr, M. Tobin, jr. John Morton, Hugh Bell.

PRAYERS.

The Minutes of Thursday were read.

Amtds to School Bill considered &

On motion, the House proceeded to the further consideration of the last amendment proposed by this House to a Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same.

Not adhered to

After some time spent in deliberation, it was resolved that the said amendment be not adhered to.

Com. to consider course to be pursued rel. to contingent expenses report Resolutions and Address to H. E.

Mr. Stewart, the Chairman of the Committee, appointed to consider of, and report, to the House, what steps are necessary to be adopted in consequence of the course pursued by the House of Assembly with reference to the contingent expenses of the present Session, reported that the Committee had attended to that duty, and respectfully recommended that the House adopt the following Resolutions, viz :

Resolutions

1. *Resolved*, That this House deeply regrets that the House of Assembly has refused to provide the sum required by the Legislative Council for the necessary expenses of the present Session, of the amount whereof this House are the only competent Judges.

2. *Resolved*, That the Legislative Council yielding to the House of Assembly the respect and courtesy it requires for itself, and regarding the Members of that House as the only competent Judges of their own contingencies, this House has never directly or indirectly interfered therewith, but has invariably passed every grant connected with such sums, without enquiry, and as a matter of course.

3. *Resolved*, That it is essential to the independence of the Legislative Council, that it should have, as it has the power to allot, a just and adequate remuneration to its Officers, and a sufficient sum to defray its other Legislative contingencies, uncontrolled by either of the other Branches of the Legislature.

4. *Resolved*, That the refusal of the House of Assembly to provide for the contingent expenses of the Legislative Council, might have justified it in withholding its assent from the Resolutions presented by that House for defraying its necessary expenses, and from the Appropriation Bill—yet, unwilling to disturb the uninterrupted harmony of the present Session, the Legislative Council adopted the more peaceful and generous course and, confiding

SATURDAY, 10th APRIL, 1841.

finding in the good feeling of the House of Assembly, passed every Resolution for granting Money, presented during the present Session, except that by which the House of Assembly reduced the amount requested for the Legislative Council's contingencies, and in the same spirit, this House passed the Appropriation Bill, without a dissenting voice.

5. *Resolved*, That this House has learned with astonishment and regret, that the House of Assembly has passed a Resolution, requesting His Excellency the Lieutenant-Governor to take the sum refused by the Legislative Council, out of the Provincial Treasury, notwithstanding the refusal of the Legislative Council.

6. *Resolved therefore*, That a humble Address be presented to His Excellency the Lieutenant-Governor, praying that he will be graciously pleased not to act upon that Resolution, or any other vote of credit for the same object, without the previous assent of this House is signified in the usual course of Legislation.

7. *Resolved*, That this House will, at the next Session, adopt every Constitutional means in its power to obtain the required Sum for the payment of its Officers, and the other Contingent Expenses of the present Session.

And that the Committee further reported the accompanying Draft of an Address to His Excellency the Lieutenant-Governor, should the House adopt the 5th and 6th Resolutions therewith also reported.

TO HIS EXCELLENCY THE RIGHT HONORABLE

LUCIUS BENTINCK,

VISCOUNT FALKLAND.

Knight Grand Cross of the Guelphic Order, and Member of Her Majesty's Most Honorable Privy Council, Lieutenant-Governor and Commander in Chief in and over Her Majesty's Province of Nova-Scotia, and its Dependencies, &c. &c. &c.

THE ADDRESS OF THE LEGISLATIVE COUNCIL.

MAY IT PLEASE YOUR EXCELLENCY,

The Legislative Council had hoped, that the first session of the Legislature, during your Excellency's administration, would have exhibited, in the intercourse between the Council and Assembly, that reciprocal respect due from each to the other, as independent bodies, necessary for the public good, and essential to the success of the Executive in its efforts to advance the general prosperity. Address

In this spirit, the Legislative Council has come to the consideration of the many important questions for which this session has been distinguished; and the result is manifest in the passage of an unusual number of Bills, of extensive practical influence, most of which had been for years the subject of ineffective Legislative discussion.

Under these circumstances, it is the occasion of the deeper regret to the Legislative Council, that the House of Assembly should have seen it fit to adopt a procedure most injurious to the privileges of this House, and tending, not only to destroy the independence and effectiveness of the Legislative Council, but to disturb the constitutional relations of the three branches of the Legislature.

The business of the Legislative Council is performed by two Clerks. The duty of the Principal Clerk is to keep the journals, engross amendments and Bills, communicate messages to the other House, read Bills and other papers under consideration, and transact the daily business of the session. This office is filled by a professional gentleman, whose practice and acquirements well qualify him for its duties, and who performs them with ability, punctuality and accuracy.

The duty of the second or Law Clerk, is to compare the Bills which come before the Council with the existing Law and report the alterations that the enactments would effect—

to

to assist the Principal Clerk in his daily duties—to attend Committees—to prepare Bills when required, either in recess or during the Session, and at the close of each Session to copy for printing any Bill passed into Law, and affix marginal notes—compare the proofs and correct the press. These duties are performed by a gentleman, whose professional attainments and ability, in every respect, fit him for the office. The Legislative Council had fixed the salary of the first Clerk, on the organization of this House, and of the Law Clerk, on the establishment of that office, in the subsequent year, when the extent of their duties was not ascertained, at £150 Currency, for the Principal Clerk, and £100 Currency, for the Law Clerk.

Feeling that the remuneration was inadequate, the House, in the present Session, added £50 to each; and, according to established usage, communicated to the Assembly, by means of a Conference on the state of the Province, the contingencies of the Council, in which these Officers salaries were stated in the increased amount.

The House of Assembly, also pursuing the established usage, sent up for the concurrence of this House, a Resolution for granting a sum of money for the contingencies of the Council, but less in amount, by £100, than the statement communicated to them; and that this House might not mistake the nature and extent of the interference thus interposed, the Resolution distinguished the several sums, and stated the salaries of the Clerks at £150 and £100 respectively, instead of £200 and £150, as required by the Council.

As the Legislative Council was of necessity best acquainted with the services of their own officers, they could not fail to view, as highly injurious, an act which assumed that they were deficient either in the judgement or the integrity requisite for adjusting the remuneration proper for these services; nor could they be insensible, either to their constitutional right in a matter of this nature; or to the consequences that would legitimately result, if this assumption of the Assembly were submitted to.

The Legislative Council therefore returned the Resolution disagreed to.

Means of vindicating the just rights of the Council were not wanting: The Resolutions for the contingencies of the Assembly were still before the Council, and the Appropriation Bill had not passed.

But the Legislative Council deemed they should best consult their own respectability by agreeing (as they have always done, as a matter of course,) to the grants for the Assembly's contingencies; and best promote the public interest, and the dignity of their own body, by neither disagreeing to, nor retarding, the Appropriation Bill.

The Assembly have failed to appreciate the moderate and conciliatory conduct of the Legislative Council; but had they allowed the matter to rest here, this House would not have troubled Your Excellency on the subject, content to wait until the return of another Session had restored the means of effectually vindicating their own privileges, and the rights of their servants—which, under a sense of duty, they have this session forborne to use.

The House of Assembly has ventured a step further, and adopted the unconstitutional expedient of passing a vote of credit for the Contingencies of the Council, for the same sums and amount as comprised in the Resolution rejected by the Legislative Council, with the professed intention that it should be acted upon by the Executive in the recess, notwithstanding the constitutionally expressed dissent of the Council. The immediate consequence of this measure will be to shift from the Assembly to the Executive the contest which they have wantonly provoked with the Council; but consequences of a more serious and lasting nature would irrevocably follow from the recognition of such a practice.

The Legislative functions and necessary independence of the Legislative Council would be prostrated, and in every difference of opinion between that body and the Assembly, the Executive would be driven to adopt one side in the controversy, by either rejecting the views of the Assembly, or advancing Money on its mere vote, not only without the sanction, but against the express desire of the Legislative Council.

The Legislative Council have been happy, during this Session, to be able to concur in every government measure which has come before it, and to agree in the measures of the Assembly, with very little exception; and when, at the close of a Session, marked by harmonious co-operation among the several branches of the Legislature, and distinguished by
measures

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measures of vital interest, and extensive improvements, in almost every department, the House of Assembly deemed it proper, for the most insignificant consideration, to violate the respect due to this House; the Legislative Council, while it resented the unwarrantable interference, preferred submitting to present inconvenience, rather than adopt a more active course of resistance, which would have endangered the interests of the public. Yet, as the Legislative Council cannot acknowledge the principle that either the House of Assembly or the Executive should regulate and prescribe the extent of the remuneration due to their officers, or the nature or amount of assistance or accommodation required for carrying on their duties, they humbly trust that your Excellency will not act upon the vote of credit passed by the House of Assembly, in relation to the contingencies of this House, nor sanction, in any other manner, the measure adopted by the Assembly on the subject.

Whereupon, it was moved, that the said Resolutions and Address be received and adopted: which, being seconded, and the question being put, there appeared, for the motion, nine; against the motion, one.

For the motion,
The Lord Bishop, Mr. Starr,
Mr. M'Nab, Mr. Tobin,
Mr. Johnston, Mr. Morton,
Mr. Lawson, Mr. Bell.
Mr. Stewart,

Against the motion,
Mr. Uniacke,

Resolution & Address
Adopted

So it passed in the affirmative.

Ordered, That the Committee who prepared the said Address, be a Committee to present the same to His Excellency the Lieutenant-Governor.

Com to present Address to H. E.

On motion, *resolved*, that a Committee be appointed to wait upon His Excellency the Lieutenant-Governor, and inform him that this House will have finished all the business before it by four o'clock, p. m. of this day.

Com. to inform H. E. House ready to be Prorogued

Ordered, That Mr. Stewart, Mr. Starr, and Mr. Bell, be a Committee for that purpose.

Committee

Mr. Stewart, the Chairman of the said Committee, informed the House that the Committee had waited upon His Excellency the Lieutenant-Governor, and informed him that this House will have finished all the business before it by four o'clock, p. m. of this day.

Report of Com.

A Message was sent to the House of Assembly, by the Clerk,

To return a Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same, and acquaint them that this House do not adhere to the last amendment proposed by them to the said Bill.

Message to H. A. with School Bill

A Message was brought from the House of Assembly, by Mr. Whidden,

To inform the House that the House of Assembly agreed to a Bill, entitled, An Act to continue the Act for the encouragement of Schools, and to alter and amend the same as now amended.

Message from H. A. with School Bill

The said Bill was then read as amended, and the question was put by the President, Whether this Bill, as amended, shall pass?

School Bill

It was resolved in the affirmative.

Finally agreed to &

A Message was sent to the House of Assembly, by the Clerk,

Sent to H. A.

To return the said Bill, and acquaint them therewith.

Mr. Stewart, the Chairman of the Committee appointed to present the Address of this House to His Excellency the Lieutenant-Governor, relative to the Contingencies of this House, reported that the Committee had performed that duty, and that His Excellency was pleased to state that the subject brought to his notice, by the Address, was of a very serious and important character, and that he should not act upon it, either one way or the other, without giving the subject the most mature deliberation.

Com. to present Address to H. E. on Contingencies Report

At four o'clock, p. m. His Excellency the Lieutenant-Governor come to the Council Chamber, attended as usual, and, being seated, the Gentleman Usher of the Black Rod received His Excellency's commands to let the House of Assembly know "It is His Excellency's

H. E. comes to Council Chamber.

H. A. attend	lency's will and pleasure they attend him immediately in this House," who, being come with their Speaker, His Excellency was pleased to give his assent to thirty nine Bills, entitled, as follows:
H. E. assents to 39 Bills, viz.	
Cornwallis Town House	An Act to amend the Act to enable the Inhabitants of Cornwallis to provide a Public Town House for that Township.
Administration of Law	An Act in addition to, and amendment of, an Act, passed during the present Session of the General Assembly, entitled, An Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expense of the Judiciary therein.
Overholding Real Estate	An Act to repeal an Act for preventing illegal overholding and detainer of Real Estate.
Seamen's Wages	An Act for facilitating the recovery of Seamen's Wages.
Dartmouth Common	An Act for regulating the Dartmouth Common.
Public Landing Windsor	An Act to continue the Act to repeal the Act to regulate the Public Landing at Windsor, and to substitute other provisions in lieu thereof.
Fisheries Chedabucto Bay	An Act to continue the Act for the regulation of the Fisheries at Chedabucto Bay.
Weighing of Beef	An Act to continue and amend the Act to regulate the Weighing of Beef, and the Act in amendment thereof.
Pass	An Act to alter and amend the Act for preventing Persons leaving the Province without a Pass.
Hay Scales Lunenburg	An Act to provide Hay Scales, and Weights and Measures for the Township of Lunenburg.
Fire Engines Yarmouth	An Act to amend the Act for providing Fire Engines for the Town of Yarmouth, and for other purposes.
Incorporation of Halifax	An Act to amend the Act to Incorporate the Town of Halifax.
Egerton Poor's Rates	An Act to extend to the Township of Egerton the Act respecting the collection of Poors' Rates of Pictou, and to amend the said Act.
Prothonotary, C. B.	An Act to confirm the past proceedings of the Prothonotary and Clerk of the Crown for the County of Cape-Breton.
Savings Bank	An Act to increase the usefulness of the Savings' Bank at Halifax.
Barrington Town House	An Act to provide a Lock-up House and Town House at Barrington, in the County of Shelburne.
Digby Landings	An Act to amend the Act to regulate certain Landings in the County of Digby.
County and District Rates	An Act to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof.
Quarantine	An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof.
Trespasses	An Act to continue the Act in further amendment of, and additional to, the Acts relating to Trespasses.
Contagious Diseases	An Act to continue the Act more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province, and the Act in amendment thereof.
Nuisances	An Act to continue the Act, additional, concerning Nuisances.
Disorderly Riding	An Act to continue the Act to prevent Disorderly Riding, and to regulate the Driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.
Halifax Pilotage	An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof and additional thereto.
Weymouth Township	An Act to set off Weymouth into a separate Township.
Halifax Incorporation	An Act to Incorporate the Town of Halifax.
Census	An Act for amending the Act for taking the Census of this Province.
Highways	An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.
Monopolizing Cord Wood	An Act to continue the Act to suspend the operation of the Act to prevent Forestalling, Regrating and Monopolizing, of Cord Wood, in the Town of Halifax.
Pickled Fish Inspection	An Act to continue the Acts in force relative to the inspection of Pickled Fish.

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An Act to continue the Act for regulating the exportation of Red or Smoked Herrings.	Exportation of Smoked Herrings
An Act to continue the Act for the regulation and management of the Grammar School or Academy at Annapolis.	Grammar School Annapolis
An Act to continue the Act for the regulation and management of the Combined Common and Grammar School at Lunenburg.	Grammar School Lunenburg
An Act for regulating the Militia.	Regulation of Militia
An Act to alter the Law relating to the liability of Lands to the payment of Debts.	Lands liable for Debts
An Act to provide for opening a new Road in the Township of Halifax.	New Road Halifax
An Act further to amend the Act to improve the Administration of the Law, and to reduce the number of Courts of Justice within this Province, and to diminish the expence of the Judiciary therein.	Administration of Law
An Act to continue the Act for the encouragement of Schools, and to alter and amend the same.	Encouragement of Schools
An Act for applying certain monies therein mentioned for the service of the year of Our Lord One Thousand Eight Hundred and Forty-one, and for other purposes.	Appropriation Bill

After which, His Excellency was pleased to close the Session with the following

S P E E C H :

Mr. President, and Honorable Gentlemen of the Legislative Council :

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

The public business having been brought to a close, I am enabled to release you from your Legislative labors. Speech

I cannot dismiss you to your several Counties, without offering you my congratulations on the results of a Session characterized by great activity, and during which a variety of important measures have been perfected.

Questions of paramount interest, and on which public opinion had long been divided, have been determined in such a manner as will, I trust, redound to the advantage of the community in general. A material, and I believe, beneficial change has been effected in the Judicatory of the Province. An Act called the Lands and Tenements Bill, by which a Creditor is secured in his just rights, while the Debtor is protected from extortion or oppression, and which had been under discussion for a period of nearly seven years, has been at length so framed as to meet all objections, and will at once come into operation. The Court of Marriage and Divorce has been remodelled, and essentially improved; and our Criminal Code consolidated and simplified, and assimilated to that of England.

While these alterations have been accomplished in the jurisprudence of the Colony, other matters of equal consequence have not been unattended to by you. It is with much pleasure that I assent, in the name of the Queen, to the Bill on the subject of Education, which, although it does not affirm the principle of direct assessment, in my opinion the mode that must eventually be resorted to, of meeting the difficulties by which this question is surrounded, yet does enough to render the redemption of the pledge I gave you at our meeting "to concur very zealously in any attempt you might make to ameliorate the existing state of things," both gratifying and easy of performance.

I earnestly hope that the course you have adopted with a view to the encouragement of Agriculture, and in the design of protecting the Fisheries, may be attended by the advantages you anticipate from it.

In addition to the measures I have enumerated, in themselves of sufficiently extensive practical influence, together with many other enactments suited to the wants of the Country, an Act incorporating the City of Halifax has been passed, and the principle of self-government in local affairs has been introduced among Her Majesty's Subjects in Nova-Scotia, where I trust it will hereafter be generally and successfully developed.

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

I thank you for the Supplies granted for the current year, and assure you that the authority

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rity of the Executive Government shall be exerted to prevent any ill-considered expenditure of the Public Money, and that no negligence in the execution of the services for which it has been voted, will in any degree be tolerated.

Mr. President, and Honorable Gentlemen of the Legislative Council:

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

It is most satisfactory to me to be able to state that not one Bill has been presented by the Executive to Parliament but which has, after searching examination, been found worthy of adoption; while I am able, consistently with my duty to the Queen, to agree to every Act that has emanated from either branch of the Legislature. I cannot but regard this fact as a decided indication that my administration is approved of by the public, and that those by whom I am fortunate enough to be ably and efficiently assisted in the conduct of the Government, and to whom I am deeply indebted for the readiness and zeal with which their aid is at all times afforded, enjoy (in the degree in which for the successful carrying on of the business of the Colony, it is necessary that they should enjoy it,) the confidence of the People.

I thank you very sincerely for the support you have given me, in my efforts to do my duty by my Sovereign and the Province, as well as for the candid consideration you have bestowed on all measures submitted to you by my direction, with the sole object of advancing the public interest; and, for the present, I cordially bid you farewell.

After which, the President of the Council, by His Excellency's command, said—

GENTLEMEN,

It is His Lordship, the Lieutenant-Governor's pleasure, that this General Assembly be prorogued to Thursday, the 15th day of July next. And this General Assembly is accordingly prorogued to Thursday, the 15th day of July next, to be then here held.

The House of Assembly then withdrew, and His Excellency was pleased to retire soon after.

JOHN C. HALLIBURTON,

Clerk of the Legislative Council.

Prorogation

H. A. withdraw

H. E. retires

APPENDICES
TO THE
JOURNALS OF THE
LEGISLATIVE COUNCIL.

APPENDIX No. 1.

(See Page 14.)

Downing-Street, 9th February, 1840.

SIR,

In my Predecessor's Despatch, No. 34, of August last, you were informed that His Lordship had put the Delegates from Nova-Scotia in communication with the Lords of the Committee of Privy Council for Trade, on the subjects of the several Acts of the Provincial Legislature, relating to Insurance Companies, and the granting of Bounties on certain articles of Provincial Manufacture.

The first of these Acts, No. 1764, further amended the Act, No. 1607, "for incorporating a Marine Insurance Company in Halifax." Although the amendments are far from being so extensive as Her Majesty's Government could have wished them to have been, still under the circumstances of the Province, which present such difficulties in the way of the investment of Capital, conformably to the Rules laid down in cases of the same description, they will not object to these Acts continuing in operation, although they cannot advise Her Majesty to issue an order for their formal confirmation.

The Act, No. 1846, "for continuing and amending the Act, (No. 1572,) concerning Goods exported, and for granting Drawbacks," did not, by the modification of the 2nd Section of the original Acts, remove the objections entertained to it, inasmuch as it merely substituted a Drawback for a Bounty on Goods, purchased with the produce of the Fisheries. But amongst the Acts of last Session, which I have recently received, is one renewing for one year the original Act, with the exception of the 2d and 31st Sections.

The objections being thus removed, the present Act will receive Her Majesty's Confirmation; you will not, however, assent to the renewal of it in its original form, or unaccompanied by similar exceptions.

The Act, No. 1850, for continuing the Act for granting a Bounty on Chocolate, received Her Majesty's assent on the 12th December, 1838, on the understanding, that it would expire on the 31st of March following, it was not to be renewed in its present shape.

It has not since been renewed at all; but the Delegates having stated, that the Assembly wish to give a Drawback on the export of Chocolate, equal to the Import Duty levied on Foreign Cocoa, on proof being given that such Chocolate is made of Foreign and not West India Cocoa, which is duty free, Her Majesty's Government will not object to a Law to that effect, provided it be clearly understood, that at the end of two or three years, it is not to be renewed, because such a Drawback is considered to be open to fraud.

I have the honor to be, &c. &c. &c.

(Signed)

J. RUSSELL.

Major General Sir C. CAMPBELL, K. C. B., &c. &c. &c.

No. 33

No. 1607
1704

1 Vic. c. 9, 1846
13, 1850

APPENDIX, No. 2.

(See Page 14.)

(Copy.)

At the Court at Buckingham Palace, the 5th day of March, 1840.

(Seal.)

PRESENT—

THE QUEEN'S MOST EXCELLENT MAJESTY.

Lord Chancellor,
 Lord President,
 Lord Privy Seal,
 Marquis of Normanby,
 Lord Steward,
 Lord Chamberlain,

Earl of Albermarle,
 Viscount Palmerston,
 Viscount Melbourne,
 Viscount Morpeth,
 Sir John Hobhouse, Bart.

WHEREAS, the Lieutenant-Governor of Her Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did in the months of March and April, 1839, pass eight Acts, which have been transmitted, entitled as follows, viz:

No. 1938. An Act to continue and amend the Act, entitled, An Act for granting Colonial Duties of Impost for the support of His Majesty's Government within this Province, and for promoting the Agriculture, Commerce and Fisheries thereof.

No. 1939. An Act to continue and amend the Act for regulating the Importation of Goods.

No. 1940. An Act to continue and amend the Act for the Warehousing of Goods.

No. 1941. An Act to establish the rate of Tare upon Sugars.

No. 1948. An Act to amend the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape Breton.

No. 1972. An Act in addition to, and in amendment of, the Acts concerning Treasury Notes.

No. 1980. An Act to amend the Act relating to Passengers from Great Britain and Ireland arriving in this Province.

No. 2027. An Act to continue the Act concerning Goods exported, and for granting Drawbacks.

And whereas, the said Acts have been referred to the Committee of the Lords of Her Majesty's Most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations, and the said Committee have reported as their opinion to Her Majesty, that the said Acts should be left to their operation. Her Majesty was, thereupon, this day pleased, by and with the advice of Her Privy Council to approve the said Report:—Whereof the Governor, Lieutenant-Governor, or Commander in Chief for the time being, of Her Majesty's Province of Nova-Scotia, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

[Signed]

C. GREVILLE.

APPENDIX No. 3.

(See Page 14.)

(Copy.)

Downing-Street 27th April, 1840.

SIR,

I have to acknowledge the receipt of your Despatch, No. 8, of the 26th of March last, enclosing the joint Address to the Queen of yourself, as Lieutenant-Governor, and of the Legislative Council and House of Assembly of Nova-Scotia, congratulating Her Majesty on Her Marriage.

I have had the honor to lay this Address before the Queen, and I have received Her Majesty's commands to instruct you to acquaint the Council and Assembly, that Her Majesty has derived great satisfaction from receiving the congratulations of the Legislature of Nova-Scotia, on her union in Marriage with His Royal Highness Prince Albert of Saxe Cobourg and Gotha.

It

It is peculiarly grateful to the Queen to receive on such an occasion, the renewed assurance of loyal attachment to Her Majesty's Person and Government, from the Legislative Bodies of so important a Province of the Empire over which Her Majesty has been called to reign.

I have, &c.

(Signed)

J. RUSSELL.

Lieutenant-General Sir COLIN CAMPBELL, K. C. B.

APPENDIX No. 4.

(See Page 14.)

(Copy.)

Downing-Street, 28th April, 1840.

SIR,

I have received your Despatch, No. 15, of the 1st April, inclosing the Resolutions of the Legislative Council of Nova-Scotia, expressing the thanks of that House for a complete set of the Journals of the House of Commons.

I have to request that you will acquaint the Legislative Council, that I have received, with great satisfaction, the acknowledgment which they have made of my endeavours to contribute to the successful despatch of the business of that House, by procuring for them copies of the Journals of the House of Commons.

I will, in compliance with the wish of the Council, move for the production of their Resolutions.

I have, &c.

(Signed)

J. RUSSELL.

Lt. General, Sir COLIN CAMPBELL, K. C. B., &c. &c. &c.

APPENDIX No. 5.

(See Page 14.)

(Copy.)

Downing-Street, 29th April, 1840.

SIR,

I have received your Despatch, No. 13, of the 30th March, enclosing certain Resolutions, passed by the Legislative Council, and an Address to the Queen, on the subject of the School Lands in Nova-Scotia.

I have laid the Address, and the Resolutions accompanying it, before the Queen, and Her Majesty has been pleased to receive them both very graciously.

Her Majesty has commanded me to acquaint you, that it was Her Majesty's desire that a full and impartial investigation should be instituted into the merits of the respective Claimants of these Lands—with that view I conveyed to you the instructions contained in my Despatch of the 23d September, and I have only to repeat on this occasion, that it is the wish of Her Majesty, that the enquiry should be undertaken by competent and impartial persons, and made as extensive and searching as possible, consistently with a reasonable period of duration for the Commission.

I have, &c.

(Signed)

J. RUSSELL.

Lt. General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

APPENDIX, No. 6.

(See Page 15.)

(Copy.)

Downing-Street, 16th June, 1840.

SIR—

I have the honor to acknowledge the receipt of your Despatch, No. 27, of the 14th April last, transmitting five Acts, passed by the Legislature of Nova Scotia in the month of March,

together

Nos. 2042
3
4
5
6

together with a joint Address from both Houses to Her Majesty, praying the Royal assent to the Act, No. 2045, for granting a drawback on Foreign Wheat Flour, in certain cases, and also an Address from the Executive Committee of the Nova-Scotia Baptist Education Society, praying Her Majesty's assent to the Act, No. 2042, for incorporating the Trustees of Queen's College at Horton.

I have laid these Addresses before Her Majesty.

I annex a list of the titles of these Acts, transmitted in your Despatch, with the numbers attached to them, which they bear in the Registry of Nova-Scotia Acts in this Office.

You have already been made acquainted, by the Marquis of Normanby's Despatch, No. 6, of the 22d March, 1839, with the objections entertained to the title of "Queen's College," by which the Baptist College at Horton is designated.

I entertain the same objections to that title which my Predecessor did, but as the details of the Act are unexceptionable, I am unwilling to advise its disallowance on that account.

You will therefore ascertain whether the Council and Assembly would be disposed to amend the Act in this respect, on the understanding that the Act would receive Her Majesty's confirmation.

The Act, No. 2043, is passed to repeal the 10th Clause of an Act, passed on the 30th March, 1839, to settle Titles in a Tract of Land in Cape-Breton. It is evident, however, that it is the ninth, and not the tenth Clause which it is really intended to repeal. This is, most probably, a clerical error, but it is necessary that it should be corrected before the present Act can receive Her Majesty's assent.

The Act, No. 2044, received Her Majesty's special confirmation on the 15th instant. I enclose the Order of Her Majesty, in Council, to that effect.

The Act, No. 2045, cannot be considered until I shall have received the Act alluded to in the first Clause, imposing a duty on Foreign Wheat Flour.

The Act, No. 2046, for appointing a new Board of Governors for Dalhousie College is objectionable, on account of the manner in which the Governors are to be appointed.

It is not desirable in the choice of the Rulers of a Collegiate Institution, that the Assembly should exercise any control, for it can scarcely fail in the result to happen, that the party feelings, by which the two Houses of Legislature are so continually animated, should be infused into the College. Moreover, it is the exercise of functions, which neither correctly nor advantageously belong to the Assembly to assume. You will therefore call upon them to amend or repeal this clause.

I have, &c.

(Signed)

J. RUSSELL.

Lt. General Sir COLIN CAMPBELL, K. C. B. &c. &c. &c.

APPENDIX No. 7.

(See Page 15.)

(Copy.)

(Seal.)

At the Court at Buckingham Palace, the 15th June, 1840.

PRESENT—

THE QUEEN'S MOST EXCELLENT MAJESTY.

Archbishop of Canterbury,
Lord President,
Lord Privy Seal,
Marquis of Normanby,
Lord Chamberlain,
Earl of Minto,
Lord John Russell,
Viscount Palmerston.

Viscount Melbourne,
Viscount Duncannon,
Viscount Morpeth,
Lord Holland,
Sir John Hobhouse, Bart.
Mr. Chancellor of the Exchequer,
Mr. Macauley.

WHEREAS, the Governor of Her Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did, in the month of March, 1840, pass an Act, which has been transmitted, entitled as follows, viz :

No.

No. 2044.—“ An Act for limiting the duration or continuance of the General Assemblies.”

And whereas, the said Acts have been referred to the Committee of the Lords of Her Majesty's Most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations; and the said Committee have reported as their opinion to Her Majesty, that the said Act should receive Her Majesty's special confirmation; Her Majesty was, thereupon, this day pleased, by and with the advice of Her Privy Council, to declare Her special confirmation of the said Act, and the same is hereby specially confirmed, ratified, and finally enacted accordingly.

Whereof, the Governor, Lieutenant-Governor, or Commander in Chief for the time being, of Her Majesty's Province of Nova-Scotia, and all others whom it may concern, are to take notice and govern themselves accordingly.

(Signed) W. L. BATHURST.

APPENDIX, No. 8.

(See Page 15.)

(Copy.)

No. 56.

Downing Street, 18th June, 1840.

SIR,—

I have received your Despatch, No. 10, of the 27th of March, enclosing an Address to the Queen from the Legislature of Nova Scotia, representing the injurious effect which would be produced on the Trade of the Province, by the operation of the clause in the Imperial Statute, 2 & 3, Victoria, c. 44, which prohibits the carriage of Deck Loads by Timber Vessels.

I have had the honor to lay that Address before the Queen; and Her Majesty was pleased to command me to refer it to the Lords of the Committee of Privy Council for Trade. Their Lordships, having taken the subject into consideration, have reported their opinion that the prohibition of carrying Deck Loads should be confined to voyages across the Atlantic, to Ports of the United Kingdom; and that, in the case of such voyages, the prohibition should extend to Deck Loads of any description of wood. A Bill is about to be introduced into Parliament to renew the Act in question, which has been framed in conformity with this opinion.

You will have the goodness to communicate this Despatch to both Houses of the Provincial Legislature.

I have, &c.

[Signed]

J. RUSSELL.

Lieutenant-General Sir COLIN CAMPBELL, &c. &c. &c.

APPENDIX No. 9.

(See Page 15.)

(Copy.)

At the Court at Claremont, the 3d of October, 1840.

P R E S E N T—

THE QUEEN'S MOST EXCELLENT MAJESTY.

HIS ROYAL HIGHNESS PRINCE ALBERT.

Lord Chancellor,

Lord John Russell,

Lord President,

Viscount Palmerston,

Marquis of Normanby,

Viscount Melbourne,

Lord Steward,

Viscount Morpeth.

Lord Chamberlain,

WHEREAS, the Governor of Her Majesty's Province of Nova-Scotia, with the Council
B and

and Assembly of the said Province, did, in the months of January and March, 1840, pass One Hundred Acts, which have been transmitted, entitled as follows, viz :

No. 2047. An Act for applying certain Monies therein mentioned for the service of the year of Our Lord 1840, and for other purposes therein specified.

No. 2049. An Act to continue and amend the Act for the regulation of Juries, and to render valid the proceedings of Grand Juries.

No. 2050. An Act for enabling persons indicted for Felony to make their defence by Counsel.

No. 2250. An Act to make provision for payment of the expenses of the Census for the County of Cape-Breton.

No. 2052. An Act to continue and amend the Acts for appointing Supervisors to take charge of Public Grounds, and for other purposes.

No. 2054. An Act to continue and amend the Act for granting Duties on Licenses for the Sale of Spirituous Liquors, and the Act to alter the same.

No. 2056. An Act to divide the Township of Parrsborough, and annex parts thereof to the Counties of Colchester and Cumberland respectively.

No. 2057. An Act to Incorporate the Halifax Gas Light and Water Company.

No. 2059. An Act to regulate and prevent injury to Rail Roads.

No. 2060. An Act to regulate the Shad Fishery in the County of Cumberland.

No. 2061. An Act for providing Fire Engines for the Town of Bridgetown, and for other purposes.

No. 2062. An Act to amend an Act to extend to the Town of Dartmouth the Act relating to Commissioners of Highways in Halifax, and certain other places.

No. 2063. An Act for the regulation and management of the Combined Common and Grammar School at Lunenburg.

No. 2064. An Act to regulate the Gaspereau and Salmon Fishery in Horton.

No. 2065. An Act to continue and amend the Acts in force respecting the Militia of the Province.

No. 2066. An Act concerning Wills.

No. 2067. An Act to regulate certain Landings in the County of Digby.

No. 2068. An Act to continue and amend the Act in amendment of the Acts relating to Commissioners of Sewers.

No. 2069. An Act to Incorporate the Royal Acadian School Society.

No. 2070. An Act to divide and set off the Township of Saint Mary's, in the County of Guysborough, as a separate and distinct District.

No. 2071. An Act to provide a Lock-up House at Bridgetown, in the County of Annapolis.

No. 2072. An Act for establishing the times and places for holding the Polls at Elections of Representatives.

No. 2073. An Act to Incorporate an Hotel Company in Halifax.

No. 2074. An Act to authorize the sale of the Real Estate lying on the Peninsula of Halifax, commonly called the "Old Blue Bell Farm."

No. 2075. An Act to authorize the Congregation of the Meeting House at Tusket Village, to raise money from the Pews of the said Meeting House, for the repairing and ornamenting thereof.

No. 2078. An Act to authorize the Congregation of the Meeting House in the Town of Yarmouth, near the Parade, to raise money from the Pews of such Meeting House, for the repairing and ornamenting thereof.

No. 2079. An Act to change the name of the Township of Ramsay, in the County of Colchester, to that of Stirling.

No. 2080. An Act to regulate the Fencing of the Marsh at Pubnico.

No. 2081. An Act to preserve the Harbour of Cape Forchu, in Yarmouth.

No. 2082. An Act to provide for building a Bridewell.

No. 2083. An Act to vacate the Seats of Members on the acceptance of certain Offices of place or emolument under the Crown.

No. 2085. An Act to continue and amend the Act in further addition to, and in amendment of, the Act for the choice of Town Officers, and regulating of Townships, and the Acts to alter and amend the same.

No.

- No. 2089. An Act to authorize the shutting up of an Old Road in the Township of Horton.
- No. 2090. An Act to make perpetual the Act to lessen the expenses of the Proof of Written Documents, in Actions depending in any of the Courts within this Province.
- No. 2091. An Act to repeal an Act, entitled, An Act respecting the Exportation of Grind Stones from this Province.
- No. 2092. An Act to make perpetual the Act for the more easy Redemption and Foreclosure of Mortgages.
- No. 2093. An Act to amend the Act for establishing the times and places of holding the Polls at Elections of Representatives.
- No. 2094. An Act to enable the Devises or Representatives of John Bolman to shut up an Old Road in Lunenburg.
- No. 2095. An Act to amend the Act to establish the County or Shire Town in the County of Digby.
- No. 2096. An Act in addition to the Act to divide the County of Annapolis, and to regulate the Representation thereof.
- No. 2097. An Act for applying certain Monies therein mentioned for the improvement of the Great Roads in this Province.
- No. 2098. An Act to continue an Act to regulate the Expenditure of Monies hereafter to be appropriated for the service of Roads and Bridges, and the Acts in amendment thereof.
- No. 2100. An Act to continue the Act in addition to, and in amendment of, the Act to prevent Nuisances, by Hedges, Weirs, and other Incumbrances, obstructing the passage of Fish in the Rivers of this Province.
- No. 2101. An Act to continue the Act to prevent damage to the Nets of Fishermen, by Coasting Vessels.
- No. 2102. An Act to continue the Act relative to the assessment of Dyke Rates for the New or Wickwire Dyke in Horton.
- No. 2103. An Act to continue the several Acts for the encouragement of Schools.
- No. 2104. An Act to continue and amend the Act for the Warehousing of Goods.
- No. 2105. An Act to continue the Acts in force relative to the Inspection of Pickled Fish.
- No. 2106. An Act to continue the Act to regulate the Weighing of Beef, and the Act in amendment thereof.
- No. 2107. An Act to continue the Act for regulating the Fishery in the River Shubenacadie.
- No. 2108. An Act to continue the Act to prevent injuries to the Fisheries within the County of Lunenburg, by Mill Dams, or any other obstruction.
- No. 2109. An Act to continue the Act for granting Duties on Licenses for the sale of Spirituous Liquors, and for Sales by Auction, in Halifax, and the Act to alter the same.
- No. 2110. An Act to continue the Act to provide against the occurrence of Diseases from the Bite of Animals.
- No. 2111. An Act to continue the Act to preserve and regulate the Navigation of the Harbor of Pugwash.
- No. 2112. An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Sydney, in the Island of Cape-Breton, and the Acts in amendment thereof.
- No. 2113. An Act to continue the Act for the Summary Trial of Actions, and the Acts in amendment thereof.
- No. 2114. An Act to continue the Acts more effectually to provide against the introduction of Infectious or Contagious Diseases, and the spreading thereof in this Province.
- No. 2115. An Act to continue the Act in amendment of an Act, made and passed in the first and second years of His late Majesty's Reign, entitled, An Act to extend the Laws and Ordinances of the Province of Nova-Scotia to the Island of Cape-Breton.
- No. 2116. An Act to continue an Act to encourage the killing of Bears, Loup Cerviers, and Wild Cats.
- No. 2117. An Act to continue the several Acts concerning the Bridewell and Police in Halifax.
- No. 2119. An Act to continue the Act additional, concerning Nuisances.

No. 2120. An Act to continue the Act to regulate the Pilotage of Vessels at the Port of Halifax, and the several Acts in amendment thereof, and additional thereto.

No. 2118. An Act to continue the several Acts for the prevention of Smuggling.

No. 2121. An Act to continue the Act for the better regulation of Sable Island in this Province.

No. 2122. An Act to continue the Act, entitled, An Act to provide for the accommodation and billeting of Her Majesty's Troops or of the Militia, when on their march from one part of the Province to another, and also the Acts in amendment thereof.

No. 2123. An Act to continue the Act to enable the Proprietors of Lands in the rear Blocks or Divisions of Land in the Township of Guysborough, to open Roads through the same.

No. 2124. An Act to continue the Act for the Summary Trial of Actions in the Island of Cape Breton.

No. 2125. An Act to continue the Act respecting the Collection of Poor's Rates in Pictou.

No. 2126. An Act to continue the Act to amend an Act for establishing a Public School in the Town of Halifax.

No. 2127. An Act to continue the Act to prevent the spreading of Contagious Diseases, and for the performance of Quarantine, and the Act in amendment thereof.

No. 2128. An Act to continue the Act to regulate certain Landings in the County of King's County.

No. 2129. An Act to continue an Act to authorize the Sale of Coals by weight.

No. 2131. An Act to continue the Act for establishing a Harbour Master at Bridgeport, in the Island of Cape-Breton.

No. 2130. An Act to continue the Act to encourage the Importation of improved Breeds of Cattle into this Province.

No. 2132. An Act to continue the Act in amendment of the Act for the settlement of the Poor in the several Townships within this Province.

No. 2133. An Act to continue the Act to regulate the Survey of Timber and Lumber, and to repeal certain Acts now in force.

No. 2134. An Act to continue the Act for the regulation of the Fisheries at Chedabucto Bay.

No. 2135. An Act to continue the Act relating to Marriage Licenses.

No. 2136. An Act to continue the Act for regulating the exportation of Red or Smoked Herrings.

No. 2137. An Act to continue the Acts to provide for the regulation and management of the Grammar School or Academy at Annapolis.

No. 2138. An Act to continue the Act to authorize the Sessions of the Peace for the County of Queen's County, to make regulations for the gathering of Sea Manure, in the said County.

No. 2139. An Act to continue the Act to make the stealing of Dogs, Beasts and Birds, Larceny.

No. 2140. An Act to continue the Act to repeal the Act to amend the Acts respecting Firewards and Fires in Halifax, and to substitute other provisions in lieu thereof and additional thereto.

No. 2141. An Act to continue the Act relating to the Court of Commissioners at Halifax.

No. 2142. An Act to continue the Act concerning the Terms of the Supreme Court at Halifax.

No. 2143. An Act to continue the Act concerning the Inferior Court of Common Pleas within this Province.

No. 2144. An Act to continue the Act to direct and ascertain the mode of assessing County and District Rates, and for other purposes, and the Acts in amendment thereof.

No. 2145. An Act to continue the Act relating to Passengers from Great Britain and Ireland, and the Acts in amendment thereof.

No. 2146. An Act to continue the Act concerning Malicious Injuries to Property.

No. 2147. An Act to continue the Act to restrain the issuing Writs of Attachment, in certain cases.

No. 2148. An Act to continue the Act concerning Goods exported, and for granting Drawbacks.

No. 2149. An Act to continue the Act to suspend the operation of the Acts to prevent Forestalling, Regrating, and Monopolizing of Cord Wood, in the Town of Halifax.

No. 2150. An Act to continue the Act for the general regulation of the Colonial Duties.

No. 2151. An Act to continue the Act respecting the Trial of Issues in the Supreme Court, and for regulating the times of holding the Circuits of the said Court, and the Acts in amendment thereof.

No. 2152. An Act to continue the Act to prevent Disorderly Riding, and to regulate the driving of Carriages on the Streets of Halifax, or other Towns, or on the Public Roads of this Province, and for repealing certain Acts therein mentioned.

No. 2153. An Act to continue the Act to regulate the Fees of the Constables of the Court of Commissioners at Halifax.

No. 2154. An Act to continue the Act for the better preservation of the Property of the Inhabitants of the Town of Halifax, by providing for a sufficient Watch at Night.

No. 2155. An Act to continue the Act in further amendment of, and additional to, the Acts relating to Trespasses.

No. 2156. An Act to continue the Act in addition to the Act for regulating the Rates and Prices of Carriages.

No. 2157. An Act to continue the Act in amendment of the Act relating to Highways, Roads and Bridges.

And whereas, the said Acts have been referred to the Committee of the Lords of Her Majesty's most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations; and the said Committee have reported as their opinion to Her Majesty, that the said Acts should be left to their operation. Her Majesty was thereupon, this day pleased, by and with the advice of Her Privy Council, to approve the said Report—whereof the Governor, Lieutenant-Governor, or Commander in Chief for the time being, of Her Majesty's Province of Nova-Scotia, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

(Signed) C. GREVILLE.

APPENDIX, No. 10.

(See Page 15.)

(Copy.)

No. 16.

Downing Street, 17th November, 1840.

MY LORD—

I transmit to you herewith the copy of a Letter from the Post Master General to the Lords Commissioners of the Treasury, submitting a Tender which has been made by Mr. Cunard for the establishment of Mail Coaches for the conveyance of the Post Office Letter Bags between Halifax and Pictou; and I have to request that your Lordship will take the subject into your early consideration, and inform me what assistance may be expected from the funds of Nova Scotia towards defraying the expense which this measure will entail.

I have, &c.

(Signed) J. RUSSELL.

The Lord Viscount FALKLAND, &c. &c. &c.

(Copy.)

15895.

To the Right Honorable the Lords Commissioners of Her Majesty's Treasury.

MY LORDS—

Referring to my Letter of the 27th July last, on the subject of the measures adopted for carrying on the Mails, now forwarded from Liverpool under the new arrangement, between Halifax and Pictou, I have the honor to inclose copies of Reports from the Deputy Post Master General at Halifax, N. S., dated the 1st July and 3d inst., from which,

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it

it appears that he had been compelled on the emergency to accept the Tender of Messrs. Arnison and Trennaman for conveying the Mails in question between Halifax and Pictou, during the four months, from 12th July to 12th November, in the present year, for the sum of £550 Currency.

He now transmits a Tender which he has received from Mr. Cunard, for the establishment of Mail Coaches, to convey the ordinary Mails between Halifax and Pictou three times a week in summer, and twice a week during the remainder of the year; and also, for the conveyance, by express, of the English and Canada Mails to and from Pictou, during that portion of the year in which the Communication is by that route.

The present expense for the special conveyance of the English Mails between Halifax and Pictou is about £700; and, according to the last account, for the year ended 5th January, 1840, the net produce of the Halifax Post Office, after deducting the expenditure from the gross receipts, was only £212 16s. 11d. not including a grant from the Colonial Legislature in aid of Rides, to the amount of £1390, estimating the receipt and expenditure for the current year at the same amount as the last, exclusive of the cost of the special conveyance of the English Mails, and assuming that the Colonial Legislature may not be disposed to renew their grant, and, adding to the expenditure the costs of the special service for the English Mails between Halifax and Pictou, the result will be a deficiency of £477 3s. 1d. on the Post Office Revenue of Nova Scotia for the year.

Under these circumstances, I must leave it entirely for your Lordship's to decide whether it is expedient to accept Mr. Cunard's offer at an expense of £1550 per annum, which would increase the deficiency in the Account of the Post Office at Halifax from £477 3s. 1d. to £993 16s. 5d. in the event of the Colonial Legislature failing to give a grant to cover it, when, of course, the service must either be discontinued, or defrayed out of the Revenue of the Mother Country.

I have, &c.

(Signed) LICHFIELD.

General Post Office, 31st October, 1840.

APPENDIX, No. 11.

(See Page 15.)

(Copy.)

No. 14.

Downing Street, 8th November, 1840.

MY LORD—

I transmit herewith, for your Lordship's information, the Copy of a Letter from the Secretary to the Treasury, inclosing a Report from the Board of Customs respecting the measures in progress for allowing the Trade between Nova-Scotia and New Brunswick to be carried on under the Coasting regulations.

Before, however, the new system can be introduced, it is requisite that certain Acts of the respective Legislatures should be amended; and I have therefore requested Sir John Harvey to place himself in communication with your Lordship on the subject.

I have, &c.

(Signed)

J. RUSSELL.

The Lord Viscount FALKLAND, &c. &c. &c.

(Copy)

Treasury Chambers, 31st October, 1840.

SIR—

With reference to your Letter of the 23d September, 1839, and to the Despatch therein inclosed from the Lieutenant-Governor of New Brunswick, I have it in command from the Lords Commissioners of Her Majesty's Treasury to transmit a Copy of a Report from the Commissioners of Customs, dated 25th ultimo, in order that it may be submitted for the information of Lord John Russell, on the subject of certain regulations proposed

proposed by the Customs for the government of the Coasting Trade between New Brunswick and Nova-Scotia.

I am, &c.

(Signed)

E. C. TREVELYAN.

JAMES STEPHEN, Esquire, &c. &c. &c.

(Copy)

No. 1430.

May it please Your Lordships—

Your Lordships having referred to us the annexed Letter of Mr. Stephen, transmitting, by desire of Lord John Russell, the Copy of a Despatch from the Lieutenant-Governor of New Brunswick, enclosing a Report of the Provincial Treasurer on certain regulations proposed by this Board to be adopted for the government of the Coasting Trade between the Provinces of New Brunswick and Nova-Scotia. We Report—

That the Lords of the Committee of Privy Council for Trade were pleased, by Mr. Hume's Letter of the 22d February, 1838, to acquaint us that application had been made to their Lordships by the Agent for the Province of New Brunswick, requesting that the Trade between that Colony and Nova-Scotia might be placed under Coasting regulations; and their Lordships therefore requested that we would consider and report whether it would not be expedient to propose, in the next Custom's Amendment Bill, an enactment, giving power to this Board to declare the Trade between neighbouring Colonies, similarly circumstanced in respect of Duties, to be a Coasting Trade.

That, in our Report of 17th March following, we expressed our concurrence in the suggestion of their Lordships; and the requisite enactment was introduced into the Act of the 1st and 2d Victoria, Chap. 113, by the 25th Section of which, power was given to this Board to establish the Coasting Trade between neighbouring Ports of different Colonies in the British Possessions abroad, similarly circumstanced as to Duties.

That, upon the passing of the Act of the 1st and 2d Victoria, Chap. 113, above referred to, we caused regulations to be framed for placing the Trade generally between the Provinces of New Brunswick and Nova-Scotia, upon the footing of a Coasting Trade: but prior to carrying the same into effect, we transmitted Copies of the proposed regulations to the Collectors of this Revenue in Nova-Scotia and New Brunswick, with directions to report as to the best means of carrying the same into effect, and to communicate the same to the Merchants and others interested at their respective Ports.

That we have only recently received the replies of our Officers, and having very attentively considered the additional information thereby afforded, we are of opinion that the Coasting Trade between the Provinces of New Brunswick and Nova-Scotia, under the proposed regulations, should be limited to Articles of the growth and manufacture of the two Provinces, and the produce of the British Fisheries, as proposed in the annexed Report of the Provincial Treasurer of New Brunswick; but, to effect this object, it will be necessary that amendments should be made in certain Provincial Acts for dispensing with the Reports of Masters of Coasting Vessels, and for equalizing the Duties chargeable in the two Provinces upon Leather and Beer.

And we have directed the Collectors of this Revenue at New Brunswick and Nova-Scotia to apprise the parties interested, that so soon as the requisite amendments shall have been made in the Provincial Acts, we shall be prepared to issue the necessary directions for allowing Articles, the produce and manufacture of the two Provinces, and the produce of the British Fisheries, to be conveyed between New Brunswick and Nova-Scotia under the Coasting regulations.

(Signed)

E. STEWART, CULLING CHARLES SMITH,
J. RICHMOND, H. LEGGE.

Custom House, 25th September, 1840.

APPENDIX, No. 12.

(See Page 15.)

(Copy.)

At the Court at Buckingham Palace, the 8th of December, 1840.

(Seal.)

PRESENT—

THE QUEEN'S MOST EXCELLENT MAJESTY.

HIS ROYAL HIGHNESS PRINCE ALBERT.

Marquis of Normanby,
Lord Steward,
Viscount Palmerston.Viscount Melbourne,
Viscount Duncannon,

WHEREAS, the Governor of Her Majesty's Province of Nova-Scotia, with the Council and Assembly of the said Province, did, in the month of March last, pass eight Acts, which have been transmitted, entitled, as follows, viz:

No. 2053. "An Act to establish sundry regulations for the future disposal of Crown Lands within the Province of Nova-Scotia."

No. 2055. "An Act in further amendment of the Act to regulate the packing and re-packing of Salted Beef and Pork for Exportation."

No. 2076. "An Act to Incorporate a Company to be called the St. Peter's Canal Company."

No. 2077. "An Act to Incorporate the Margaretville Pier Company."

No. 2084. "An Act to Incorporate the Bay of Fundy Steam Navigation Company."

No. 2086. "An Act enable the Nova-Scotia and Halifax Marine Insurance Companies to compensate their Directors and Auditors."

No. 2087. "An Act to amend the Act to preserve and regulate the Navigation of the Harbor of Pictou."

No. 2088. "An Act in addition to An Act, entitled, An Act additional to, and in further amendment of, the Act concerning Cemeteries or Burial Grounds in the Town of Halifax. And whereas, the said Acts have been referred to the Committee of the Lords of Her Majesty's Most Honorable Privy Council, appointed for the consideration of all matters relating to Trade and Foreign Plantations; and the said Committee have reported as their opinion to Her Majesty, that the said Acts should be left to their operation; Her Majesty was thereupon this day pleased, by and with the advice of Her Privy Council, to approve the said report; whereof the Governor, Lieutenant-Governor, or Commander in Chief for the time being, of Her Majesty's Province of Nova-Scotia, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

[Signed]

WM. L. BATHURST.

APPENDIX, No. 13.

(See Page 15.)

(Copy)

Downing Street, 24th August, 1840.

SIR—

The New Line of Steam Packets between this Country and Halifax having come into operation, I have to call your attention to the great importance of improving the Main Routes of Communication within your Government, and to desire you to use all the influence in your power to induce the Colony of Nova-Scotia to continue its efforts in that respect, and meet, by a corresponding feeling, the exertions made by this Country for the purpose of keeping up a regular and rapid communication with the Colonies.

I have, &c.

(Signed)

J. RUSSELL.

The Lieutenant-Governor of Nova-Scotia.

Circular

(Circular.)

Downing Street, 23d December, 1840.

MY LORD—

With reference to my Circular Despatch of the 24th of August last, in which I called your attention to the great importance of improving the Main Routes of Communication within your Government, in consequence of the new Line of Steam Packets between this Country and Halifax having come into operation, I now transmit to you the inclosed Copy of a Letter from the Lords Commissioners of Her Majesty's Treasury on the same subject. I cannot too strongly urge this subject on your attention. You will take the earliest opportunity of bringing it under the consideration of the Legislature of the Province of Nova-Scotia. I have, &c.

(Signed) J. RUSSELL.

The Lord Viscount FALKLAND, &c. &c. &c.

Treasury Chambers, 21st December, 1840.

SIR—

I am directed by the Lords Commissioners of Her Majesty's Treasury, herewith to transmit, for the information of Lord John Russell, a Copy of a Letter from the Postmaster General of the 26th ultimo, inclosing a Report from the Deputy-Postmaster General of Canada, relative to the improvement in the Communication between Quebec and Halifax, and with reference to the Letter, from this Board, of the 19th of August to the Colonial Department, I am to request you will represent to Lord John Russell the great importance of the necessary steps being taken, with as little delay as practicable, for the improvement of the Main Lines of Roads in the North American Colonies, more especially that between Halifax and Quebec, and by these means completing the system of rapid Communication with the Mother Country, towards which so much has already been accomplished by the establishment of the Halifax Line of Steam Packets.

In promoting the establishment of these Packets, and in sanctioning the very heavy expenditure, without which the Communication could not be maintained, my Lords acted in the confident expectation that the Colonies, on their part, would not be unwilling to improve the Local Communication; and they trust, that after so great a sacrifice has been made by the Home Government, no further time will be lost by either of the Colonial Legislatures in providing for the necessary and comparatively small expenditure which they are called upon to make.

My Lords have reason to think that the apparent unwillingness to incur this expenditure arises from the impression that the North American Post Office is a source of Revenue to the Home Government, and that for this reason, the cost of constructing Roads for the conveyance of the Mails should be defrayed out of the proceeds of the Post Office. Their Lordships therefore direct that it may be stated to you, for the information of Lord John Russell, that even before the recent large reduction in the internal Colonial Postage of Letters to and from Europe, the whole Revenue of the North American Post Office derived from the internal rates, excepting that part which was contributed by the Military Departments, was absorbed in the cost of management. I am, &c.

(Signed)

R. GORDON.

JAMES STEPHEN, Esq. &c. &c. &c.

To the Right Honorable the Lords Commissioners of Her Majesty's Treasury.

MY LORDS—

I beg to transmit, for your Lordship's information, copy of a Despatch, dated the 27th ultimo, from the Deputy Postmaster General of Canada, respecting the improvement of the Roads of Post Communication between Quebec and Halifax, with reference to Mr. Gordon's Letter of the 19th August last, and my Letter of the 28th ultimo.

I have, &c.

(Signed)

LITCHFIELD.

General Post-Office, 26th November, 1840.

D.

Montreal,

Montreal, 27th October, 1840.

SIR—

I have the honor to acknowledge the receipt of your Letter of the 26th August, respecting the improvement of the Roads of Post Communication between Quebec and Halifax, accompanied by a Letter from Mr. Gordon of the Treasury, to the Postmaster General on the subject, dated the 19th of the same Month. I took an early opportunity, being near the Governor General, of speaking to His Lordship on the subject, and have since officially laid your Letter and its enclosures before him. I am not yet prepared to make so full a report as the subject calls for. I think it my duty, however, to inform you, for the information of His Lordship the Post Master General, that very satisfactory progress has been made this year in the improvement of the Temiscouta Route, across the Grand Portage, a distance of about thirty-eight miles; this has heretofore been the worst portion of the whole route, but with the £5000 placed at my disposal, as Commissioner for improving it, I have the satisfaction of saying that almost as good a Road, as the nature of the Country will permit, has been made. I have recently returned from inspecting this piece of Road, and am so much pleased with the result of our exertions that I am the more anxious to attack the remainder of the difficulties which stand in the way of a perfect communication with New Brunswick and Nova-Scotia; and, in furtherance of this object, so strongly recommended in your Letter, and that from Mr. Gordon, I have, with the authority of the Governor-General, sent on a competent person to survey the other portions of the route to Fredericton which require amelioration, and I shall shortly have the honor of submitting to you a detailed report on the subject.

It may not be improper for me here to mention that the Province of New Brunswick has, at different times, given about £3000 for the improvement of this route, (that is for the part which I am now causing to be surveyed), and that I have reason to think that they are disinclined to give any more money for the same purpose. I should suppose that a sum of from £10,000 to £12,000 would be required to put it in proper condition.

His Lordship, the Governor General, who is intent upon carrying out the views of Government upon this very important subject, will doubtless devise suitable means for attaining the end.

When making my further report upon the Temiscouta route, I shall not fail to treat of the other channel, that of Metis.

I have, &c.

(Signed)

T. A. STAYNER.

Lieut. Col. MABERLY, &c. &c. &c.

APPENDIX, No. 14.

(See Page 19.)

ESTIMATE FOR THE YEAR 1841.

ADMINISTRATION OF JUSTICE.

	Currency.
Three Assistant Justices of the Supreme Court	£1800 0 0
Travelling expenses of the Judges on Circuit	
Hire of vessel to convey the Judges to Cape-Breton	600 0 0
Master of the Rolls	500 0 0
First Justice of Inferior Courts in Cape-Breton	
Ditto. " " for Eastern,	1350 0 0
Western and Middle Districts respectively	
Council for conducting Criminal prosecutions	
Allowance to Coroners	
Keeper of the Law Library	10 0 0

LEGISLATURE,

Speaker of the House of Assembly

Pay

Pay and Travelling expenses of Members of ditto.			
Clerk of the Legislative Council			
Law Clerk ditto.			
Chaplain ditto.			
Gentleman Usher of the Black Rod			
Clerk of the House of Assembly			
Assistant Clerk of do.			
Chaplains of do.			
Sergeant at Arms of do.			
Assistant do. do.			
Messenger of the Legislative Council			
Assistant do. of do.			
Messengers, &c. of the Assembly			
Stationery, Fuel, and Contingencies of Legislative Council and Assembly			
Mr. Franklin's pension	£200	0	0
Keeper of Council Chamber and Assembly Rooms	60	0	0
Sheriff for attendance at opening and closing Session	10	0	0

REVENUE.

Treasurer	600	0	0
Custom House Establishment	7144	18	9
Guager and Weigher	235	0	0
Excise Waiters	500	0	0
Clerk to Commissioners of Revenue	45	0	0
Revenue Boats			

EDUCATION.

Common and Combined Common and Grammar Schools			
King's College	444	8	8
Pictou Academy and Dalhousie College	400	0	0
Halifax Grammar School	150	0	0
Horton Academy	300	0	0
Other Academies in various parts of Province			
National, Acadian, Catholic, African, and Rev. Mr. Uniacke's Schools, Halifax	460	0	0
Infant School and School in Poor House	75	0	0

MILITIA.

Adjutant General
 Quarter Master General
 Adjutants of Battalions
 Cleaning Militia Arms

MISCELLANEOUS.

For maintaining Light Houses—including those lately erected at St. Paul's and Scattarie			
For Establishment on Sable Island	400	0	0
Expense of keeping up Post Communication			
Encouragement for Steam Boats, Sailing Packets and Ferries			
Commissioners of the Aylum for the Poor	600	0	0
For erecting a Provincial Penitentiary	1000	0	0
Towards support of Bridewell			
Interest of Funded Debt deposits in Savings' Bank			
For improving the Main Lines of Communication between Halifax and Pictou—between Truro and the new Brunswick Boundary—and between Halifax and Digby			
For opening and repairing other Roads, and building and repairing Bridges			
For Casualties to Roads and Bridges			
To Clerks of the Peace for distributing Road Commissions			
Drawbacks on Wine imported for the Army	300	0	0
Repairs of Public Buildings			

For

For assisting Indians			
For purchasing Seed Potatoes for Blacks at Preston, Hammond's Plains, &c.	£100	0	0
Towards the support of the Halifax Dispensary	50	0	0
Towards the support of the Mechanics' Institute	50	0	0
Rations to Troops on route			
Drawbacks			
Keeping of Gunpowder at Halifax Magazine		20	0
Hire of Vessels to protect Fisheries			
Additional sum required for the 4 proposed Light Houses.			

FALKLAND.

Government House, Halifax, 12th February, 1841.

APPENDIX, No. 15.

(See Page 19.)

(Copy.)
(Signed.)

VICTORIA, R.

Additional Instructions to our Right Trusty and Well-beloved Councillor, CHARLES BARON SYDENHAM, our Governor and Commander in Chief, in and over our Province of Nova-Scotia, or in his absence, to our Lieutenant-Governor, or the L. S. Officer Administering the Government of the said Province for the time being. Given at our Court at Buckingham Palace, this Ninth day of December, 1840, in the Fourth Year of Our Reign.

WHEREAS, by certain additional Instructions, bearing date the Ninth day of March, 1838, addressed to John George, then Earl of Durham, but since deceased, our Governor and Commander in Chief, in and over our said Province; we did constitute and appoint certain persons therein named, to be the first or original Members of the Legislative Council of our said Province, and did direct and appoint, that the Members of the said Council should take rank and precedence therein, according to the order in which their names were placed in the said additional Instructions. And we did thereby declare our pleasure to be, that in all other cases the Members of the said Council should take rank and precedence therein, according to the date and seniority of their respective appointments.

And whereas, by our Commission under the Great Seal of our United Kingdom of Great Britain and Ireland, bearing date, at Westminster, the Sixth day of September, 1839, in the third year of our Reign, constituting and appointing you the said Charles Baron Sydenham, to be our Governor and Commander in Chief, in and over our said Province; we did appoint and declare, that the Legislative Council of our said Province should consist of such, and so many Members as had theretofore been, or should thereafter be, from time to time, for that purpose, nominated and appointed under our Sign Manual and Signet, or of such persons as should be provisionally appointed by you, until our further pleasure should be signified; and we did further direct that the Members of the said Council should hold their places therein during our Pleasure, and that the Senior Member, for the time being of the said Council, should preside at the deliberations thereof; and that the Seniority of the Members of the said Council, between themselves, should be determined by such Rules and Regulations as should for that purpose be provided by our Instructions, under our Sign Manual and Signet therein referred to.

And whereas, by our Instructions under our Sign Manual and Signet, bearing date the Seventh day of September, 1839, being the Instructions so referred to as last aforesaid, in our said Commission, we did command you, that, until our pleasure should be further signified, you should execute our said Commission, according to the Instructions under our Sign Manual and Signet, bearing date the Tenth day February, 1838, and according to the before recited additional Instructions, bearing date the 9th day of March, 1838.

And whereas, we have thought fit to revoke so much of our said additional Instructions of the 9th day of March, 1838, as relates to the rank and procedure of the Members of the said Council among themselves :
Now

Now therefore, by these our Instructions, under our Sign Manual and Signet, we do revoke, annul and make void, so much, and so much only of our said additional Instructions of the 9th day of March, 1838, as relates to the Rank and Precedence of the Members of the said Council for the time being among themselves.

And we do hereby declare our pleasure to be, that any Member of the said Council who shall from time to time be appointed by us, by Warrant under our Sign Manual and Signet, to take Rank and Precedence over the other Members of the said Council for the time being, or who, in the absence of any such appointment by us, shall be appointed by you provisionally in our name, and on our behalf, to take such Rank and Precedence, shall, so long as such appointment shall continue in force, and no longer, be, to all intents and purposes, the Senior Member for the time being of our said Council.

And we do further declare our pleasure to be, that the other Members of the said Council for the time being, shall take Rank and Precedence therein, according to the order in which their names were placed in the said additional Instructions of the Ninth day of March, 1838, or in the case of Members subsequently appointed according to the date and seniority of their respective appointments.

LORD SYDENHAM,
Additional Instructions,
NOVA-SCOTIA.

(Signed)

V. R.

A true copy.

RUPERT D. GEORGE.

APPENDIX No. 16.

(See Page 25.)

[OMITTED BY ORDER.]

APPENDIX No. 17.

(See Page 25.)

Account of Receipts and Payments of Her Majesty's Casual Revenue in Nova-Scotia, for the year ending 31st December, 1840.

DR. 1840.	Sterling.	Currency.
July 30.—Paid the Honorable Alexander Stewart and the Honorable Lewis M. Wilkins, and Wm. Young and Herbert Huntington, Esquires, each £400 Stg. towards paying their expenses on their mission to England, as Delegates from the Legislative Council and House of Assembly, as authorized by Lord John Russell's Despatch, of 26th May 1840	£1600 0 0	£2000 0 0
Oct. 1.—Paid His Excellency Sir Colin Campbell, Lieutenant Governor, that portion of his Salary payable from this fund, at the rate of £1000 Stg. per annum, for three quarters of the year, ending this day	750 0 0	937 10 0
Paid His Excellency's allowances for contingencies, for the same period	150 0 0	187 10 0
Paid His Excellency's passage allowance, on retiring from this Government, as authorized by Sec. 4, Chap. 6, of Printed Rules and Regulations, established by Her Majesty's Government	300 0 0	375 0 0
E		Dec

Dec. 31.—Paid His Excellency the Viscount Falkland, that portion of his Salary, payable from this fund, as Lieutenant-Governor, for the Quarter ending this day, at the rate of £1500 Sterling per annum	£375	0	0	468	15	0
Paid His Excellency's allowance for contingencies for the same Quarter	50	0	0	62	10	0
Paid Captain the Honorable H. C. Grey, Aide de Camp to His Excellency, his pay and allowance for the same Quarter	72	17	11	91	2	4
Paid Chief Justice's Salary for year ending this day	1000	0	0	1250	0	0
Paid Secretary of the Province, ditto	1000	0	0	1250	0	0
Paid the Master of the Rolls, and Judges Wilkins, Hill and Bliss, their respective allowances, for ditto	680	0	0	850	0	0
Paid the Attorney General's Salary, from 1st January to 30th September, at £500 per annum, £375 Sterling; and from 1st October to 31st December, at £600 Sterling, per annum	525	0	0	656	5	0
Paid Solicitor General's Salary, for year ending this day	100	0	0	125	0	0
Paid Clerk of the Crown ditto	100	0	0	125	0	0
Paid Surveyor General ditto	150	0	0	187	10	0
Ditto of Cape Breton	100	0	0	125	0	0
Paid Surveyor General of Cape Breton for Office Rent, for the year ending this day	16	0	0	20	0	0
Paid Superintendent of Mines, Salary for ditto	100	0	0	125	0	0
Paid Harbour Master at Sydney, do.	100	0	0	125	0	0
Paid Miss Cox's Pension at 1½ per cent. prem.	101	10	0	126	17	6
Paid Mr. James, Clerk in Secretary's Office	250	0	0	312	10	0
Paid Mr. Keating, ditto	160	0	0	200	0	0
Paid Mr. Passou, ditto	100	0	0	125	0	0
Paid Messenger and Fuel of ditto	20	0	0	25	0	0
Paid Mr. Belcher for Stationery for Lieutenant-Governor and Secretary	21	16	2	27	5	2
Paid Mr. Howe & Son, extra Printing for Government	43	17	7	54	17	0
Paid Charles R. Fairbanks, Esq. £20 Stg. being for arrears of contingent expenses of Her Majesty's Courts of Chancery and Vice Admiralty, to 31st December, 1839, and £30 Sterling, being contingent expenses of ditto for the year 1840, as authorised by Lord John Russell's Despatch of 27th May, 1840	50	0	0	62	10	0
Paid Mr. Howe for an Express sent by order of the Governor General	5	14	0	7	2	6
Paid the Commissioner of Crown Lands his commission on £941 16 8 Sterling, being the balances or surplus sums paid into this fund by him since 1837	47	1	10	58	17	4
Paid ditto his Salary for year ending this day	500	0	0	625	0	0
Paid ditto for Clerk, Draftsmen, Office expenses	123	14	10	154	13	7
Paid Commissioner of Crown Lands in Cape Breton, his Salary for the year 1840	500	0	0	625	0	0
Paid ditto for Assistant, and Office expenses	15	4	0	19	0	0

Dec. 31.—Paid Her Majesty's gracious annual gift to the
Turf Club, of a Queen's Plate—value 50
Sovereigns

	£50	0	0	£62	10	0
	£9157	16	4	11447	5	5
Balance	856	1	11	1070	2	4
	£10013	18	3	12517	7	9

1840.	Sterling.	CR.	Currency.			
Jan. 1.—Balance in hand	£4141	17	6	£5177	6	10
Received of Superintendent of Grindstone Quarries in County of Cumberland—Rents of year 1839	36	5	4	45	6	8
Received from Mr. Morris, Com'r of Crown Lands, being proceeds of Crown Timber seized	24	0	0	30	0	0
Received from ditto, being the balance in his hands on account of Sales of Crown Lands in 1839, less £77 13 9 Currency, paid by order of Sir Colin Campbell, for building a Stone Wall near the Magazine, North Suburbs of Halifax	247	10	0	309	8	7
Dec. 31.—Received from the General Mining Association, being the Rent of Her Majesty's Mines in Nova- Scotia and Cape-Breton, for the year 1840	2666	13	4	3333	6	8
Received from ditto, being Duty on 13,159 Chal- drons Coal, Newcastle Measure, raised and sold over 20,000 Chaldrons, in the year 1840, at 2s. Currency per Chaldron	1052	14	5	1315	18	0
Received premium on the two preceding sums, pay- able by the Lease in Dollars, but actually paid in paper money, at the rate of 2½d the Dollar	154	19	5	193	14	3
Received from the General Mining Association, be- ing the Rent of the Mines under the late Duke of York's Lease, for the year ending 24th June, 1840	1	0	0	1	5	0
Received from the Commissioner of Crown Lands on account of the Sales of Crown Lands in the year 1840	623	14	10	779	13	6
Received from the Commissioner of Crown Lands in Cape-Breton, on account of the Sales of Crown Lands in 1840	515	4	0	644	0	0
Amount of Fees received at the Secretary's Office in the year 1840, including £15 3 10 Currency, remitted from Cape-Breton	549	18	7	687	8	3
	£10013	18	3	£12517	7	9

RUPERT D. GEORGE.

Halifax, 16th February, 1841.

APPENDIX No. 18.

(See Page 25.)

Abstract of Returns of Combined Common and Grammar Schools, for the year 1840.

County.	No. of Schools.	No. of Scholars.	No. taught gratis.	Amount paid by Province.	Amount paid by People.
Halifax					
Lunenburg					
Queen's County	2	75	9	31 10 0	80 0 0
Shelburne					
Yarmouth					
Digby	3	88	14	87 10 0	205 0 0
Annapolis	3	142	6	96 5 0	306 0 0
King's County	3	135		112 0 0	230 0 0
Hants	3	177	15	115 2 6	178 10 0
Colchester	3	140	9	39 7 6	266 10 0
Pictou	3	186	7	99 15 0	200 0 0
Sydney	2	82		60 0 0	150 0 0
Guysborough	2 included in Return of C. Schls.			51 1 3	
Cumberland	3	173		142 0 0	73 0 0
Cape-Breton	3	198	11	85 0 0	271 15 0
Richmond					
Invernes	1			35 0 0	
	<u>31</u>	<u>1396</u>	<u>71</u>	<u>954 11 3</u>	<u>1954 15 0</u>

NOTE.—In the preparation of this Abstract, inaccuracies are unavoidable, owing to the want of uniformity in the Returns, and the imperfect mode in which many of them are made. In some, the Common Schools and the Combined Common and Grammar Schools cannot be distinguished from each other.

APPENDIX No. 19.

(See Page 25.)

Abstract of Returns of Common Schools, for the year 1840.

COUNTY.	No. of Schools.	No. of Scholars.	No. taught gratis.	Amount paid by Province.	Amount paid by People.
Halifax					
Lunenburg	46	1249	137	512 0 0	1073 0 0
Queen's County	24	716	48	247 4 7	454 15 0
Shelburne	27	660	61	200 0 0	316 13 9
Yarmouth	56	2215	367	371 0 0	931 0 0
Digby	34	883	59	240 0 0	720 0 0
Annapolis	47	1435	225	320 0 0	1611 0 0
King's County	31	1113	20	183 0 0	697 13 4
Hants	29	1151	77	335 6 4	1011 2 4
Colchester	46	1429	164	175 0 0	1473 10 0
Pictou	72	3356	229	455 5 0	1946 0 0
				Teachers' board	900 0 0
Sydney	32	844	65	270 0 0	807 17 4
Guysborough	18	603	89	233 18 9	
Cumberland	40	1348		229 0 0	1127 10 0
Cape-Breton	37	1491	76	250 0 0	1411 18 4
Richmond				265 5 2	
Inverness	48	1692	32	328 0 0	
	<u>587</u>	<u>20485</u>	<u>1649</u>	<u>£4610 11 10</u>	<u>£13581 6 4</u>

NOTE.

NOTE.—In the preparation of this Abstract inaccuracies are unavoidable, owing to the want of uniformity in the Returns, and the imperfect mode in which many of them are made. In some, the Common Schools and the Combined Common and Grammar Schools cannot be distinguished from each other.

In general, the amount paid by the people appears to be exclusive of the Teacher's Board.

No. 20.

(See Page 27.)

The Joint Committee of the Legislative Council and House of Assembly, appointed to examine the Public Accounts, report as follows:

TREASURER OF THE PROVINCE.

His Accounts to the 31st December last have been received. Balance in his hands to that date £27804 14 7½

COLLECTORS OF IMPOST AND EXCISE.

HALIFAX.		
His Accounts received to the 31st December last.	Balance of Bonds in hand—Currency	37058 11 9
	Bonds in the hands of the Attorney General—Currency	53 17 1
LIVERPOOL.		
His Account received.	Balance Bonds in hand	307 5 9
PICTOU.		
His Account received.	Balance Bonds in hand	1771 9 5
LUNENBURG.		
His Accounts received.	Balance Bonds in hand	1216 12 11
YARMOUTH.		
His Accounts received.	Balance Bonds in hand	380 17 6
DIGBY.		
His Accounts received, (and as corrected.)	Balance Bonds in hand	82 3 5
SHELBURNE.		
His Accounts received, (and as corrected.)	Balance Bonds in hand	164 8 9
BARRINGTON.		
His Accounts received, showing no balance due		0 0 0
COLCHESTER.		
His Accounts, (except December Quarter,) received.	Balance Bonds in hand	215 10 6
CUMBERLAND.		
His Accounts received.	Balance Bonds in hand	302 9 8
HANTS.		
His Accounts received.	Balance Bonds in hand	359 5 11
ARGYLE.		
His Accounts received, exhibiting no balance		0 0 0
SYDNEY.		
His Accounts received.	Balance Bonds in hand	933 7 3½
KING'S		
His Accounts received.	Balance Bonds in hand	315 1 6
ANNAPOLIS.		
His Accounts received.	Balance Bonds in hand	40 19 7
ARICHAT.		
His Accounts received, (and as corrected.)	Balance Bonds in hand	882 2 8
	F	Hi

WEYMOUTH.				
His Accounts received. Balance Bonds in hand			£60	3 6
PORT HOOD:				
His Accounts received and balanced, showing nothing due the Treasury			0	0 0
ANTIGONISH.				
His Accounts received, (and as corrected.) Balance Bonds in hand			39	1 10
CHESTER.				
No Return.				
PUGWASH.				
His Accounts received, (and as corrected.) Balance Bonds in hand			183	12 5
GUYSBOROUGH.				
His Accounts received, (and as corrected.) Balance Bonds in hand			65	15 4
BRIER ISLAND.				
His Accounts show nothing due.				
TATAMAGOCHE.				
No Returns.				
LIGHT DUTY.				
HALIFAX.				
Collected and paid to 31st December last			1421	6 3
LUNENBURG.				
Collected and paid to 31st December last			44	0 11
LIVERPOOL.				
Collected and paid to 31st December last			155	6 7
SHELBURNE.				
Collected for 1839		£39	14	3
Collected to 31st December, 1840		63	16	1
		} Paid 103 10 4		
YARMOUTH.				
Due to 31st December, 1839, as per Account		0	15	0
Collected, as appears by corrected Account, to 31st December, 1840		257	16	0
		} 0 0 0		
		<hr/>		
Due		£258	11	7
ANNAPOLIS.				
Collected and paid to 31st December, 1840			17	2 3
PICTOU.				
Collected and paid to 31st December, 1840			281	14 11
ARGYLE.				
Collected and paid to 31st December, 1840			44	11 5
WEYMOUTH.				
Collected and paid to 31st December, 1840			25	9 2
DIGBY.				
Collected and paid to 31st December, 1840			33	7 0
ARICHAT.				
Received as balance due, 1838		£20	7	11
Received as amount collected, 1839		43	14	11
Collected and paid to 31st December, 1840		43	14	8
		<hr/>		
			107	17 2
WINDSOR.				
Balance due, as per Account corrected, to 31st December, 1839		61	4	0
Amount collected to 31st December, 1840		161	15	1
		<hr/>		
		222	19	1
Cash paid the Treasurer		100	0	0
		<hr/>		
Due		£122	19	1
			100	0 0
				Colchester

Cash received as balance due, 1839	COLCHESTER.	£5	4	5
No Account received for 1840				
Collected and paid to 31st December, 1840	AMHERST.	25	19	7
Amount collected for 1839	BARRINGTON.	19	6	9
Amount collected for 1840		10	19	3
		<hr/>		
Cash paid the Treasurer		30	6	0
		29	13	3
		<hr/>		
Due		£0	12	9
Collected and paid for 1840	BRIER ISLAND.	33	0	0
Received from the Collector, for 1840.	PUGWASH AND WALLACE.	44	0	0
Due for the year 1839, as per corrected Account	SYDNEY, C. B.	£332	19	5
Collected and paid for 1840		488	13	4
		<hr/>		
Collected and paid for 1239 & 1840	ANTIGONISH	821	12	9
Collected and paid for 1839 & 1840	CORNWALLIS.	11	2	0
No Account rendered for 1840	TATAMAGOUGH.	16	8	7
Collected by Bigelow to 31st December, 1840	LITTLE CANSO.	£58	9	8
Paid the Treasurer		43	9	8
		<hr/>		
Due		£15	0	0
Amount collected by Hugh Skinner, 1840	CANSO.	62	17	3
Paid the Treasurer		51	13	4
		<hr/>		
Due		£11	3	11
The Committee on Public Accounts, last Session, reported that Mr. Skinner had collected in 1839 £100, for which he has not yet accounted.				
Collected for 1839	GUYSBOROUGH.	£17	7	6
Collected for 1840		12	16	3
		<hr/>		
Due		£30	3	9
By J. P. Miller	COLLECTED AFLOAT.	£11	11	11
Captain Darby		6	2	0
		<hr/>		
Mr. Bigelow, the Collector at Little Canso, has charged 15 per cent. on the amount collected by him—which charge has been sanctioned by the Commissioners of the Revenue, in consequence of the additional labour he performs.				
Of Monies collected to 31st December, 1840, there remains unpaid the sum of £438 10 6. No Returns have been made for 1840 by the Collectors of Colchester and Tatamagouche.				
Aggregate of Light Duties paid into the Treasury by the Provincial Collectors, to 31st December, 1840.		£3434	3	3
				Passengers.

PASSENGERS' ACT.

Balance in Treasurer's hand 31st December, 1839	£64 15 1	
Received from Cape-Breton	100 10 6	
Ditto for Halifax	55 0 0	
	<hr/>	
	£220 5 7	
Amount of sundry disbursements, year 1840	171 10 7	
	<hr/>	
Balance in Treasury, 31st December, 1840		£48 15 0

SABLE, MUD AND SEAL ISLANDS.

The Commissioners Accounts to the 31st December, 1840, have been received; bal. at that date in the hands of the Treasurer		1053 9 6
--	--	----------

ANNAPOLIS LOAN OFFICE.

The Commissioners have paid into the Treasury of the Province £35—for Advertising £2 6s., and retained, as Commissions, 13s. 8d. (on £26 10s. 5d. paid off,) leaving a balance in Securities of		35 5 2
---	--	--------

CUSTOM HOUSE.

No Returns		
There has been paid into the Treasury by this Department to 31st Dec. 1840		35,900 16 0
Premium on Dollars paid in		1418 7 7
		<hr/>
		£37319 3 7

THE COMMISSIONERS OF LIGHT HOUSES.

The Commissioners Accounts to the 31st December, 1840, have been received, amounting to		4520 5 11
Paid by the Provincial Treasurer, including a balance in his hands of £38 19 9 for putting Cross Island Light-House in operation	£4273 12 7	
Received from New Brunswick for 1839	146 13 4	
Do. do. on account of Brier Island Light, 1839	100 0 0	
	<hr/>	
	£4520 5 11	

There is due by New Brunswick for Seal Island Light-House, for 1840	£70 0 0	
Ditto. Brier Island	100 0 0	
Ditto. for St. Paul's and Scattarie	203 17 5	
Ditto. by Lower Canada	900 14 10	
Ditto. from P. E. Island	24 9 3	
	<hr/>	
Balance due the Treasury to 31st December, 1840	£1306 1 6	

PUBLIC BUILDINGS.

The Commissioners Accounts, with Vouchers, have been received, by which it appears there has been expended on Government House £394 13 2, and on the Province House £229 6 1—year 1840		623 19 3
Commissions on the above sums		31 4 0
Error in Account of Expenses on Public Buildings, 1839, arising from the sum indorsed on the back of the Voucher being £50 less than the face of the Account; the former was taken for the sum due instead of the latter		50 0 0
		<hr/>
		£705 3 3
		Province

PROVINCE NOTES.

Amount in Circulation, as reported last year	£59968	10	0
Delivered to the Treasurer to replace defaced Notes	10000	0	0
Defaced Notes burned by Committee	10000	0	0
Leaving in Circulation 31st Dec. 1840	59968	10	0

FUNDED DEBT.

Balance Funded in 1834—35 & 36—at 5 per ct.	£33026	0	0
Paid off 24th May, 1840—agreeably to a Resolution of the House	£5000	0	0
Paid off from Fund of Savings' Bank	1000	0	0
		6000	0
	£27026	0	0
Funded in 1836, at 4 per ct.	10000	0	0
Savings' Bank, 31st Dec. 1840	20000	0	0
Amount of Funded Debt, to 31st Dec. 1840, Interest paid to that date	£57026	0	0

Committee-Room, 22d February, 1841.

GEO. SMITH, } Committee
 W. RUDOLF, } of
 J. L. STARR, } Council.

THOS. FORRESTER, } Committee
 W. B. TAYLOR, } of
 JAMES McNAB, } House
 JOHN W. HOMER, } of
 HENRY GOUDGE, } Assembly

THE PROVINCE OF NOVA-SCOTIA.

	DR.
To this sum undrawn on account of Roads and Bridges and other Services, per Abstract	£15687 19 1
To Loan Certificates due sundry persons, including £20000 from Savings' Bank	57026 0 0
To a sum due the Commissioners of Public Buildings	705 3 3
To amount of Province Notes in Circulation, 31st Dec. 1840	59968 10 0
	£133387 12 4

CONTRA.

	CR.
By Balance in the hands of the Treasurer	£27804 14 7½
Do. do. on account of Sable Island	1055 9 6
Do. do. do. Passenger Act	48 15 0
Loan to Dalhousie College	5000 0 0
Balance of Loan to County of Annapolis	35 5 2
Light Duty due from New Brunswick on account of Seal and Brier Islands, 1840	170 0 0
Ditto Ditto on account of St. Paul's and Scatarie Light Houses, 1840	203 17 5
Ditto due from Lower Canada (£500 Annual Grant and Surplus Expense, £407 14 10)	907 14 10
Amount of Securities in the hands of the Collector of Excise at Halifax	£37058 11 9
Deduct probable Drawback	6000 0 0
	31058 11 9
Securities in the hands of the out port Collectors	£7320 7 11
Deduct probable Drawback	1220 0 0
	6100 7 11
Bonds in the hands of the Attorney General	53 17 1
Balance due on Loan to Poor Settlers	2190 5 2
G.	By

By Net proceeds of Seed Grain imported and Sold in the year 1837
Balance

£26 5 3
58732 8 7½

£133387 12 4

Committee Room, 22d February, 1841.

GEO. SMITH, } Committee
W. RUDOLF, } of
J. L. STARR, } Council.

THOMAS FORRESTER, } Committee
W. B. TAYLOR, } of
JAMES McNAB, } House
JOHN W. HOMER, } of
HENRY GOUDGE, } Assembly.

*Abstract of Monies appropriated for Roads and Bridges, &c. during the Session of 1840,
but which are yet undrawn, 31st December, 1840.*

	HALIFAX COUNTY.	£8 0 0	
No. 21. Fred Major		20 9 0	
26. T. Moore		20 0 0	
Ditto		10 0 0	
20. J. Fairbanks			58 0 0
	COLCHESTER.	3 0 0	
No. 132. John Harrison		4 0 0	
138. David Murray			7 0 0
	PICTOU.	2 10 0	
No. 158. Alex. McGee		5 0 0	
199. John Moore			7 10 0
	CUMBERLAND.	5 0 0	
No. 318. No Commissioner			5 0 0
	HANTS.	50 0 0	
No. 415. D. Wier		10 0 0	
419. J. M. Smith			60 0 0
	KING'S.	54 16 5	
No. 426. Balance of Warrant		10 0 0	
457. Mayhew Newcomb		10 0 0	
456. G. D. Pineo		6 0 0	
507. Thomas Mee			80 16 5
	GUYSBOROUGH.	5 0 0	
No. 544. Robert Kenny			5 0 0
	DIGBY.	10 0 0	
No. 640. John Robinson			10 0 0
	SHELBURNE.	£20 0 0	
No. 740. Thos. Johnson		5 0 0	
745. No Commissioner		8 0 0	
746. Ditto		40 0 0	
773. Levi Nickerson			73 0 0
	LUNENBURG.	10 0 0	
No. 839. John Chisley			10 0 0
	CAPE BRETON.	15 0 0	
No. 888. James McNeil		15 0 0	
889. Murdoch McCaskill		5 0 0	
895. James Bowen			No.

No. 905. Robert Gammell	£10 0 0	
Ditto	15 0 0	
900. Thos. Fraser	25 0 0	
911. Kenneth McLeod	33 6 8	
915. James Harvie	15 0 0	
	<hr/>	133 6 8
		RICHMOND.
No. 928. Adrew Madden	72 10 0	
931. John Ballam	35 0 0	
	<hr/>	107 10 0
		INVERNESS.
No. 934. Donald Cameron	20 0 0	
936. John McDonald	10 0 0	
938. John Beaton	10 0 0	
939. M. & J. Hanley	10 0 0	
940. W. McKeen	15 0 0	
941. Lambert Smith	10 0 0	
945. Taylor and McDonald	10 0 0	
954. John Schumpt	60 0 0	
955. Hugh Campbell	12 0 0	
959. Archibald Campbell	20 0 0	
960. James G. McKeen	15 0 0	
	<hr/>	192 0 0
		SYDNEY.
No. 967. Angus Campbell	£10 0 0	10 0 0
	<hr/>	<hr/>

Note.—Balance due on account of alteration, Main Post-Road from Avon Bridge to lower Gaspereaux Bridge—1839

758 13 1

142 6 0

£900 19 1

FOR LIGHT HOUSES, &c.

To erect Light Houses at the Basin of Mines, and head of the Bay of Fundy	600 0 0
To erect a Light House between Sambro and Canso	400 0 0
To erect a Light House at or near Cape George	350 0 0
For a Steam Boat to run between Halifax and St. John's, Newfoundland, annually—for three years	500 0 0
For liquidating the debt on the Pictou Academy, £233, annually, for two years, provisionally	233 0 0
For the erection of a Bridewell, £4000—under the Law of 1840. £1000 to be drawn annually, for four years	£1000 0 0
Of the £26000 granted by the Act of 1840, for the Main Post Roads £14296 have been expended the present year—there remains of the original sum to be expended in 1841	11704 0 0
	<hr/>
	£15687 19 1

Committee Room, 20th February, 1841.

GEORGE SMITH } Committee
W. RUDOLF, } of
J. L. STARR. } Council

THOMAS FORRESTER } Committee
W. B. TAYLOR, } of
HENRY GOUDGE, } House
JAMES McNAB, } of
JOHN W. HOMER. } Assembly.

(See Page 60.)

HALIFAX, SS.

Court of General Quarter Sessions of the Peace, March Term, 1841.

WHEREAS, the Grand Inquest of the County, on the eleventh instant, exhibited their Presentment relative to a Bill now before the Assembly, for the Incorporation of the Town of Halifax, a copy whereof is hereunto annexed, which Presentment, after due consideration, the Court adopted by the following Resolution:—

“The Court having considered the Presentment of the Grand Jury, relative to a Bill for Incorporating the Town of Halifax, which is now before the House of Assembly, are unanimously of opinion that many important alterations of the said Bill might beneficially be adopted. The Court, however, having had no opportunity of ascertaining the general sentiments of the Community on a subject so important, have resolved to lay the said Presentment before the House, without any further remark than respectfully to solicit its attention thereto.” And whereas, the said Presentment and Resolution were, agreeably to the purport thereof, on the 12th instant, transmitted to the Honorable the Speaker of the said Assembly by the Clerk of the Peace, in the following terms:—“I am directed by the Court of General Quarter Sessions of the Peace, for the County of Halifax, to transmit to you the accompanying Presentment and Resolution, and respectfully to request that you will submit them to the consideration of the Honorable the House of Assembly.” In answer to which, on the thirteenth instant, the following was received:—“I beg leave to return the Papers sent to me yesterday—I cannot lay them before the Assembly without violating those rules which it is my duty to preserve.” And whereas, the said answer was immediately, on receipt thereof, read to the said Inquest, who, after retiring for a short time, returned into Court with another Presentment, as follows:—“The Grand Jury beg to present, that the Worshipful Court will take immediate measures, in such manner as seems best to the Worshipful Court, as will cause the Presentment made by the Grand Jury on the subject of the Act for Incorporating the Town of Halifax, to be brought to the notice of both Houses of the Legislature.” Whereupon, it was unanimously resolved, that His Honor the Custos be requested to wait upon His Excellency the Lieutenant-Governor, and respectfully solicit His Lordship to transmit the said Proceedings to the Honorable the House of Assembly, and to the Honorable Her Majesty’s Legislative Council, in such manner as His Excellency may deem most likely to insure the considerate attention of the Legislature to the suggestions set forth in the papers above recited, and to the justice of affording others interested, who may not, as yet, know the details of the Bill, an opportunity of expressing their sentiments on a subject of such vital importance.

The foregoing is a true Copy extracted from the Minutes of Sessions.

JAMES S. CLARKE, Clerk of the Peace.

Halifax, 15th March, 1841.

The Grand Jurors present to the Worshipful Court, that they have learned with concern that a Bill, Incorporating the Town of Halifax, has been introduced, and is now pending before the Honorable House of Assembly.

The Jury cannot refrain from expressing its regret that a measure, so important in its consequences to their fellow Townsmen, should have been instituted, and forwarded, without any wish expressed by the Inhabitants, either by petition or in any other public manner, and more particularly when it is a fact well known, that a very large number of the Taxpayers, most interested, are strongly opposed to an Act of Incorporation.

As it appears, however, probable that the Bill in question will become a Law, the Grand Jury beg that the Worshipful Court will be pleased to solicit, in such mode as will seem most advisable, sundry modifications and amendments which they humbly conceive will tend to improve the same, and make it more acceptable to their fellow Townsmen.

They therefore suggest the following alterations and additions:—

That the City shall be divided into eight Wards, being six for the Town proper, and one each for the North and South Suburbs, returning each the same number of Officers as is detailed in the Bill.

That

That the City of Halifax shall return two fit and proper persons, resident therein, to represent the City in General Assembly, such Members to be returned by persons holding Freeholds within the precincts of the City; that part of the Township which will then be without representation to return one Member.

That the Recorder shall be the responsible adviser of the Mayor, and assist at all Courts at which the Mayor or an Alderman presides, charge Juries, examine and certify all Accounts, and shall be paid a sum not less than £300 per annum, and not be allowed to practise. No auditors required.

That the Offices of City Treasurer and Clerk of License be held by the same person, with a Salary of £400 per annum, in lieu of all fees, commissions or further allowance.

That the City Council shall have power to make Regulations, and affix Rates and Tolls to be paid on Country Produce, for the use of the accommodation afforded by the occupation of City Wharves, Markets, &c.; subject to the approval of the Lieutenant-Governor and Council.

That all persons qualified to vote at the Election of City Officers should be duly registered—this Clause not to apply to first Election.

That Members of Executive Council and the Legislature, and former Members of Executive and Legislative Council, shall, if elected to any Office in the Corporation, be subject to the same fine as any other person.

Powers of Poor Commissioners to be transferred to City Council, or Mayor and Aldermen.

(Signed,) JOHN WILLIAMSON, Foreman.

Grand Jury Room, Quarter Sessions, March 11, 1841.

OFFICE OF CLERK OF THE PEACE,
Halifax, 12th March, 1841.

I do hereby certify the foregoing to be a true Copy.

JAMES S. CLARKE, Clerk of the Peace.

APPENDIX No. 22.

(See Page 61.)

A Detailed Statement of the Halifax Savings' Bank, for the year ending 31st December, 1840.

RECEIPTS DURING THE YEAR.

From 175 Depositors for the first time	£2613 9 8
474 Deposits on Account previously opened	3208 2 11
649	£5821 12 7
Interest received during the year	760 0 0
Balance in the hands of the Comr. and Treasurer, on the 31st Dec. 1839	91 1 3
	£6672 13 10

PAYMENTS MADE DURING THE YEAR.

To 162 Depositors in full, with interest	£4274 10 3
146 Made in part	1359 4 8½
348	£1038 18 11½
Paid into the Provincial Treasury	1000 0 0
Balance in hand of Commissioner and Treasurer	£38 18 11½
H	Deposits

DEPOSITS MADE DURING THE YEAR.

98	Deposits of 1s. and not exceeding	£1			£55	8	0
224	do.	£1	do.	5	673	2	9½
127	do.	5	do.	10	981	8	9
95	do.	10	do.	20	1511	17	9½
105	do.	20	do.	25	2599	15	3
<hr/>					£5821 12 7		
649							

Accounts remaining open on the 31st of December, 1840, including Interest and Compound Interest, carried to the respective Accounts of the Depositors..

205	Depositors, whose deposits do not exceed	£20			£1869	14	11
201	do.	above £20 and not exceeding		30	4975	8	2
31	do.	30	do.	40	1001	15	1
30	do.	40	do.	50	1349	14	10½
95	do.	50	do.	100	5989	2	11½
39	do.	100	do.	150	5151	8	0
<hr/>					£20337 4 0		
601							

CLASSIFICATION OF DEPOSITORS.

Domestic Servants	156	Truckmen	13	
Mechanics	83	Non-commissioned Officers and Pri-		
Labourers	124	vates in the Army	61	
Mariners	15	Charitable Societies	10	
Widows	18	Not classed	41	
Minors	80			
			<hr/>	
			Total	601

GENERAL STATEMENT OF THE INSTITUTION.

Invested in the Province Funds	£20,000	0	0
Interest due the Bank 31st December, 1840	491	6	0
Balance in the hands of the Commissioner and Treasurer	38	18	10½
<hr/>			
	£20530	4	10
There is due to 601 Depositors, including interest	20337	4	0
<hr/>			
Surplus Interest accruing from broken periods	£193	0	10½
<hr/>			
Savings' Bank Office, Halifax, 31st December, 1840.			

E. DUCKETT, junr. Com. & Tresr.

No. 23.

(See Page 61.)

(Copy.)

Secretary's Office, Fredericton, 6th February, 1841.

SIR—

I have the honor to acknowledge the receipt of your Letter of the 30th ult. and to transmit to you a Copy of the Report of the Provincial Treasurer of New Brunswick, on the proposed Regulations concerning the Coasting Trade, referred to by the Board of Customs.

I have the honor to be, &c. &c. &c.

[Signed]

W. F. ODELL.

The Honorable Sir RUPERT GEORGE, &c. &c.

Treasury

Treasury, Saint John, 30th July, 1841.

SIR—

In compliance with your Letter of 19th instant, requiring me to report, for the information of His Excellency the Lieutenant-Governor, on the Regulations proposed by the Board of Customs, to be adopted for the government of the Coasting Trade between this Province and Nova-Scotia, I have the honor to present the following remarks, to shew how far the Provincial Revenue will be affected thereby.

To carry the 1st Section of the proposed system fully into effect, so as to relieve the Coasters from the onus of making Reports of their Cargoes at the Treasury, as well as at the Custom House, it will be necessary that the Act 6th, Wm. IV. Cap. 4, "to provide for the collection of the Revenue," be altered; for at present the 3d Section requires that the Masters of *all* Vessels shall make *due* report, in writing, and under oath, within twenty-four hours, and before breaking bulk, under penalty of One Hundred Pounds; and the 4th Section requires that the Owners or Consignees of the Goods in such Vessel, shall make Entry and obtain Permit, before Landing, under a like penalty.

The 2d Section of the proposed Regulations appear to me to be adverse to the security of the Provincial Revenue, as the Duties are at present imposed; for although the Duties on British Manufactures and Foreign Articles may be equalized in the two Provinces, yet, so long as their Revenues are separate, a desire will exist in each Province to obtain the Duties on the quantities consumed within it; a particular account must therefore necessarily be kept by the several Revenue Officers of both Provinces, and consequently the Entry and Report of the Masters of the several Vessels conveying such Articles, (as well as of the Importers) must, in every case, be required at the Provincial Offices. If Vessels trading between the Province and Nova-Scotia were allowed to go and come without Entry and Report at the Customs, this Province would be put to a great additional expense for out-door Revenue Officers, unless the Legislature adopted a like system, and gave up that source of Revenue.

The Provincial Duties collected on Foreign and West India Produce imported from Nova-Scotia into St. John, amount to about Five Thousand Pounds in one year; and at Miramichi, the second Port in the Province, about half the amount collected is on importations through Nova-Scotia.

If the 2d Section of the transire system should be adopted, not only would the above be lost to the Province, but such a wide door be opened for introducing, clandestinely, by means of the Coasting Craft through the small Out-bays of Nova-Scotia, every description of Dutiable Articles, that the regular Trade would be completely broken up, and the present sources of Revenue, until now on the increase, be speedily lost.

A transire system between the Provinces, under proper restriction, would benefit the Coasting, and consequently the General Trade; but I would suggest that it be limited to Articles of the growth and manufacture of these Provinces, and the produce of our Fisheries; and that the Masters of every Coasting Vessel be required to keep Cargo Books, as described in the 2d and 3d Sections of the proposed Regulations.

I have the honor to be, &c. &c. &c.

[Signed] B. ROBINSON, P. T.

The Honble. Wm. F. ODELL, Provincial Secretary, Fredericton.

No. 1.

(Copy.) No. 58.

SIR—

The Board having caused Regulations to be prepared for establishing a Coasting Trade between the Provinces of Nova Scotia and New Brunswick—under the provisions of the 25th Section of the Act, 1st and 2d Victoria, ch, 113.

I have it in command to transmit herewith a Copy of the Coasting Regulations prepared to be adopted, and to direct you to report your observations thereon, and as to the practicability of giving effect to the same; you are also to communicate them to the Merchants and others, interested in the measure, and to report to the Board any observations which such parties may make thereon.

I am, Sir, &c. &c.

[Signed] J. KER.

Custom House, London, 25th May, 1839.
Collector, Halifax, Nova-Scotia.

Regulations

Regulations for the Coasting Trade between the Province of Nova-Scotia and New Brunswick.

WHEREAS, by an Act passed in the 3rd and 4th years of the Reign of His late Majesty King William the Fourth, entitled, "An Act to regulate the Trade of the British Possessions Abroad"—it was amongst other things enacted, that it should be lawful for the Commissioners of H. M. Customs, to make and appoint such regulations for the carrying Coastwise of any Goods, or for the removing of any Goods for shipment, as to them should appear expedient; and that all Goods laden, water-borne, or unladen contrary to any Regulations so made and appointed should be forfeited.

And whereas, by an Act, passed in the 1st and 2d years of the Reign of Her present Majesty, entitled, "An Act to amend the Laws relating to the Customs," it is amongst other things enacted, "that whenever it shall appear to the Commissioners of H. M. Customs, expedient to establish a Coasting Trade for the removal of Goods, generally, or for the removal of any particular Goods between neighbouring Ports of different Colonies—similarly circumstanced in respect of Duties in any of the British Possessions Abroad, it should be lawful for the said Commissioners to issue directions for that purpose; and from and after the publication thereof in the Gazette, or other public paper, printed in the said Colonies, to which such Coasting Trade had been extended—the same should come into operation, and be in full force and effect, and such Coasting Trade should be subject to the like Rules, Regulations, Penalties and Forfeitures, as the said Commissioners are authorized to make for the carrying, Coastwise, of any Goods, under the provisions of the said Act, for regulating the Trade of the British Possessions Abroad."

We, the undersigned, Commissioners of H. M. Customs, pursuant to, and in execution of, the power vested in us by the said Act, do hereby order that the Trade between the Province of Nova-Scotia and New Brunswick, shall, from and after the promulgation of these Regulations, be taken, and deemed to be, a Coasting Trade for the removal of Goods, similarly circumstanced, in respect of Duties, in the said two Provinces, under the following Regulations.

First.—All British Vessels or Boats owned and navigated according to Law, may carry from any port of Nova-Scotia to any part of New Brunswick, all Goods the produce of either Nova-Scotia or New Brunswick, or of the British Fisheries, similarly circumstanced in respect of Duties in the two Provinces, without Entry or Clearance.

Secondly.—All such Vessels or Boats may carry as aforesaid, all other Goods without Entry or Clearance—provided the Master shall keep a Cargo Book, in which shall be entered an account of all Goods taken on Board his Vessel or Boat—noting the respective days on which the same had been laden; also, the marks and numbers of the several Packages—the qualities and description of the Goods therein—and the qualities and descriptions of any Goods stowed loose; also, the names of the respective Shippers and Consignees, so far as such particulars shall be known to the said Master, who shall also note in such Cargo Book, the respective days upon which any such Goods shall be delivered out of such Vessel or Boat during each respective Voyage; and the Master of such Vessel shall produce his Cargo Book to any Officer of Customs, whenever the same shall be demanded, who shall be at liberty to make any remark thereon, which he may deem proper; and if, any time, any Goods, not the produce of the Province, nor of the British Fisheries, shall be found on Board any Vessel or Boat employed as aforesaid, which shall not be inserted in the Cargo Book, the same shall be forfeited.

Thirdly.—And if the Cargo Book herein before required to be kept by the Master of every Vessel carrying Goods as aforesaid, shall not be duly kept on board the same; or if the same should not be produced to any Officer of the Customs as herein before required, in either of such cases, the whole of the Goods found on board such Vessel or Boat shall be forfeited.

(Copy.)
No. 92.

Custom House, Halifax, N. S. 26th August, 1839.

HONORABLE SIRS,—

Praying reference to your commands, No. 58, relative to certain Regulations proposed to be established by your Honorable Board, between the Province of Nova-Scotia and New Brunswick, under the provisions of the 25th Section of the Act, 1st and 2d of Her present Majesty, chap. 113.

I have the honor to inform you, that in obedience to your orders, I communicated your views to the Trade of the Province, by forwarding a copy of the same to the Committee of Trade and Manufactures held at Halifax. The Chamber of Commerce, at present, not exercising its wonted usefulness, I have now the honor to forward the inclosed reply, in original, from the Honorable M. Tobin, the Chairman and the Sub-Committee. The tenor of the laconic reply on a case of so much moment, must satisfy your Honorable Board, that, on the part of Nova-Scotia, the intended boon is not desirable—and I am satisfied will tend to great and vexatious regulations on the part of the Provincial Legislatures of both Provinces, and which, in the end, will be defeated by the Traders of both Provinces, and act as a cloak to the already great and successful cupidity of the immediate neighbouring Ports in the United States. It does not appear, by your letter, that there is to be any restriction as to the Ports of Nova-Scotia and New-Brunswick, in the Gulf of St. Lawrence—if not, I most respectfully submit that there can be but few objections to the general transire between Canada, the Island of Newfoundland, and Prince Edward Island, as it may be considered a great relief to the Trade and your Servant, but an evident loss of all Commercial and Statistical information, points worthy of most serious consideration, as at present the whole of these accounts are blended under the head of Coastway, from the whole Province.

These few remarks are submitted with the greatest diffidence.

I have, &c.

[Signed] THOS. N. JEFFERY.

The Honorable the Commissioners of Her Majesty's Customs—London.

No. 3.

(Copy.)

Halifax, 29th August, 1839.

SIR,—

I have to acknowledge the receipt of your Letter of the 23d ult. enclosing Copy of a Letter addressed to you by the Honble. Board of Customs, dated 25th May; and a Copy of the proposed regulation for establishing a Coasting Trade between the Provinces of Nova-Scotia and New-Brunswick, with a request that I would communicate the opinions of the Trade on the subject, for the information of this Honorable Board.

These several Communications were immediately laid before the Committee of Trade and Manufactures, by whom they were referred to a Sub-Committee; and I have now the honor to submit a Copy of the Report of the said Sub-Committee, by which you will perceive that, after a careful examination of the subject, in all its bearings, they do not recommend a general extension of the transire between these two Colonies; but if its partial introduction, as provided for in the first regulation, is found beneficial, the operation of the system may be enlarged by the Honble. Board at a future period.

I have, &c.

(Signed) MICHAEL TOBIN.

The Honorable THOMAS N. JEFFERY,
Collector of Her Majesty's Customs, Halifax.

The Sub-Committee, to whom was referred a Letter from the Honorable the Collector of H. M. Customs, enclosing regulations proposed to be introduced by the Commissioners of the Customs in the Coasting Trade from Nova-Scotia to New-Brunswick, beg leave to report—that, after examining the same, they are of opinion that as they have been applied for by the Mercantile interest of the neighbouring Province, this Committee ought to concur

cur in recommending their introduction. The necessity of Clearance and Entry at the Customs are grounds erected for the protection of the Revenue and Fair Trade, which your Committee would still recommend in regulating the Coasting Trade from New-Brunswick to this Province; but they see no objection to their being abandoned in the Coasting Trade from this Province to New-Brunswick, when applied for by those interested in upholding them.

The Committee beg leave to state further, that, in their opinion, the introductory paragraphs to the regulations admit of some ambiguity of construction, and that when the regulations are published it ought to be stated, in the clearest language, that they are to apply only to the Coasting Trade from Nova-Scotia to New-Brunswick, and not to such Trade from New-Brunswick to Nova-Scotia.

The Commercial relations of the two Provinces stand under different circumstances; and although these regulations may be judicious in the case applied for, the Committee deem the preservation of the present system essential to the protection of this Province, in all importations from New-Brunswick.

(Signed,)

GEO. R. YOUNG, Chairman.

J. H. REYNOLDS,
STEPHEN BINNEY,
MICHAEL TOBIN,
GEO. P. LAWSON, } Sub-Committee.

Halifax, N. S., August 15, 1839.

No. 24.

(See Page 115.)

Government House, March 25th, 1841.

SIR—

I have the honor to transmit herewith a Copy of an Address I have received from the Legislative Council of Nova-Scotia, requesting that I will recommend to the favorable consideration of Your Excellency, the immediate completion of the Main Road hence to Quebec, by the Shores of the Gulf of St. Lawrence and Metis.

Of the great advantages that will result from the completion of the above line of Road, whenever it may be deemed expedient to perfect that work, I have a confirmed opinion.— But as I am aware that this subject, which I consider of paramount importance, has already engaged your attention, I forbear to trouble you further than to make you acquainted with the opinion and wishes of the Legislative Council of this Province.

I have, &c.

[Signed] FALKLAND.

His Excellency Sir JOHN HARVEY, K. C. B. &c. &c. &c.

Government House, Fredericton, N. B. April 2d, 1841.

MY LORD—

Your Excellency's Letter of the 25th ultimo, with its enclosures, having reached me after the close of the Legislative Session of this Province, all that I can now do, in furtherance of Your Excellency's wishes and those of the Legislative Council of Nova-Scotia, is to cause the early and judicious expenditure of the sums which had been granted for the improvement of the Great Road from the Nova-Scotia line to that of Canada, by the Shores of the Gulf of St. Lawrence. These grants amount to £5000; and as the Road in question has already been brought into a very passable state by the improvements made upon it during the last few years, I trust no reasonable cause of complaint will be found to exist as respects this line of Post Route, as far as it passes through New Brunswick, viz: from Sackville, or rather from the Province line, to Campbell Town. With regard to the Portage Road from the Restigouche across to the St. Lawrence, by the Metis and Lake Metopediatic, as that is situated in the District of Gaspè, its improvement must, I apprehend, depend altogether upon the liberality of Canada. The Deputy Post Master

General

General, (Mr. Stayner,) has, however, I have reason to believe, had considerable sums placed at his disposal for the improvement of that line, in aid of which, (although I cannot; nor will the Legislature or People of New Brunswick, I apprehend, concur as to its being "*paramount* in importance to *every other Route*."* the Legislature of this Province would, I have no doubt, with their usual liberality, have contributed jointly with the Sister Provinces of Canada and Nova-Scotia, if the invitation now received had reached me in time to have been brought under their notice.

I have, &c.

[Signed] J. HARVEY.

P. S.—I know of nothing which would be more likely to dispose the Legislature of New Brunswick favorably towards the Coast Line of Post Route, than an improvement in that part of it which at present passes *over* the Cobequid Mountains.

To His Excellency Viscount FALKLAND, }
Lieut. Governor, &c. &c. &c. Nova Scotia. }

J. H.

* *Misquoted.* The passage referred to in Lord Falkland's Letter is as follows:—"But as I am aware that this subject, which I consider of paramount importance, has already engaged your attention."



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- Passengers; Bill respecting, brought from H. A. and read 1st time, 87; read 2d time, and ordered to Committee, 89; amended, 100; read 3d time, agreed to, and sent to H. A. 102; H. A. agree to amendment to 1st clause, and cannot consider amendment to 4th clause, 116; amendment to 4th Clause adhered to, and Bill sent to H. A. 116.
- Petite Plaister and Mills Company; Bill in addition to Act to incorporate, presented, read 1st time, and referred to Select Committee, 22; report, Bill read 2d time, and ordered to Committee of whole, 31; amended, 33; read 3d time, agreed to and sent to H. A. 33—4; H. A. agree to Bill, 35; assent, 78.
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- Pillory, &c.; Bill to abolish punishment of, presented and read 1st time, 36; read 2d time, and ordered to Committee, 36; reported without amendment, 38; read 3d time, agreed to, and sent to H. A. 40—1; H. A. agree to Bill, 56; assent, 78.
- Pilotage, Sydney; Bill to regulate, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 26; reported without amendment, 29; read 3d time, agreed to, and sent to H. A. 32; assent, 79.
- Halifax; Bill to regulate, brought from H. A. and read 1st time, 93; read 2d time, and ordered to Committee, 94; reported without amendment, 96; Standing Order suspended; Bill read 3d time, agreed to, and sent to H. A. 97; assent, 122.
- Poor, Settlement of; Bill for, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 26; reported without amendment, 28—9; read 3d time, 31; agreed to, and sent to H. A. 32; assent, 79.
- Rates; (vide Rates.)
- Porter Lake Bridge; Bill for protection of, brought from H. A. and read 1st time, 56; read 2d time, and ordered to Committee, 57; reported without amendment, 60; read 3d time, agreed to, and sent to H. A. 62; assent, 80.
- Prorogation, 124.
- Committee to inform H. E. House are ready for, and report of Committee, 121.
- Prothonotary, C. B.; Bill to confirm past proceedings of, brought from H. A. and read 1st time, 87; read 2d time, and ordered to Committee, 89; reported without amendment, 96; Standing Order suspended; Bill read 3d time, agreed to, and sent to H. A. 97; assent, 122.
- Province; General State of, made Order of the Day, 17; House in Committee on, 21—2; report, 23.

Public Grounds; Bill for appointing Supervisors of, brought from H. A. 23; read 1st time, 24; read 2d time, and ordered to Committee, 25—6; reported without amendment, 28—9; read 3d time, 31; agreed to and sent to H. A. 32; assent, 79.

Works; Engagements in aid of, Bill for enforcing, brought from H. A. 57; read 1st time, 58; read 2d time and ordered to Committee, 59; recommended to be deferred, and report received, and Bill deferred, 70.

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Pugwash Harbor; Bill to preserve, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 26; reported without amendment, 29; read 3d time, agreed to, and sent to H. A. 32; assent, 79.

Bill to amend Act to preserve, brought from H. A. 57; read 1st time, 58; read 2d time, and deferred three months, 59.

Q

Quarantine; Bill for, brought from H. A. and read 1st time, 93; read 2d time and ordered to Committee, 94; reported without amendment, 96; Standing Order suspended; Bill read 3d time, agreed to, and sent to H. A. 97; assent, 122.

Queen's County—Sea Manure; Bill to make regulations, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 26; reported without amendment, 29; read 3d time, agreed to, and sent to H. A. 32; assent, 79.

R

Rates; County, Bill to direct mode of assessing, brought from H. A. and read 1st time, 93; read 2d time, and ordered to Committee, 94; reported without amendment, 96; Standing Order suspended; Bill read 3d time, agreed to, and sent to H. A. 97; assent, 122.

Poor—Pictou; Bill respecting Assessors of, brought from H. A. 22; read 1st time, 23; read 2d time, and ordered to Committee, 26—7; reported without amendment, 29; read 3d time, agreed to, and sent to H. A. 32; assent 79.

Bill respecting collection of, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 26; reported without amendment, 29; read 3d time, agreed to, and sent to H. A. 32; assent, 79.

Egerton; Bill to extend Pictou Act to, brought from H. A. and read 1st time, 87; read 2d time, and ordered to Committee, 89; reported without amendment, 96; Standing Order suspended; Bill read 3d time, agreed to and sent to H. A. 97; assent, 122.

Wickwire Dyke; Bill relative to assessment of, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 25—6; reported without amendment, 29; read 3d time, agreed to and sent to H. A. 32; assent, 79.

Records; Variance in, Bill to prevent failure of justice by, presented and read 1st time, 38; read 2d time, and ordered to Committee, 41; reported without amendment, 46; read 3d time, agreed to, and sent to H. A. 48; H. A. agree to Bill, 56; assent, 78.

Registrars of Deeds; Bill concerning, brought from H. A. and read 1st time, 21; read 2d time, and referred to Select Committee, 21; committed, 22; Committee

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- Registry of Deeds; Bill to amend Act respecting, brought from H. A. and read 1st time, 27; read 2d time and ordered to Committee, 28; reported without amendment, 33; read 3d time, agreed to and sent to H. A. 34; assent, 79.
- Riding; Disorderly, Bill to prevent, brought from H. A. and read 1st time, 93; read 2d time and ordered to Committee, 94; reported without amendment, 96; Standing Order suspended; Bill read 3d time, agreed to, and sent to H. A. 97; assent, 122.
- Road, Old, Pictou; Bill to shut up, brought from H. A. read 1st time, and ordered to be published, 50.
- Great, East and West; Bill to provide for improvement of, brought from H. A. and read 1st time, 56; read 2d time and ordered to Committee, 57; reported without amendment, 60; read 3d time, agreed to and sent to H. A. 62; assent, 82.
- Near Halifax; Bill for opening brought from H. A. 105; read 1st time, 108; read 2d time and ordered to Committee; Standing Order suspended; reported without amendment; read 3d time, agreed to, and sent to H. A. 113; assent, 123.
- And Bridges; Bill to regulate expenditure of Money on, brought from H. A. and read 1st time, 60—1; read 2d time and ordered to Committee, 61; reported without amendment, 65; read 3d time; agreed to and sent to H. A. 69, 70; assent, 80.
- Robbery, &c.; Bill to amend Laws relating to, brought from H. A. 22; read 1st time, 23; referred to Select Committee, 27; report of Committee, and Bill ordered to Committee of whole, 36; amended, 39; read 3d time, agreed to and sent to H. A. 41; H. A. agree to all except 4th amendment, 43; 4th amendment not adhered to, and Bill sent to H. A. 45; H. A. agree to Bill as amended, 49; Bill finally agreed to and sent to H. A. 51; assent, 80.

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- Sable Island; Bill for better regulation of, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 26; reported without amendment, 29; read 3d time, agreed to, and sent to H. A. 32; assent, 79.
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- Savings' Bank; Bill to increase usefulness of, brought from H. A. read 1st time, 90; read 2d time, and ordered to Committee, 91; reported without amendment, 96; Standing Order suspended; Bill read 3d time, agreed to, and sent to H. A. 97; assent, 122.
- School Lands; Despatches relative to, referred to Committee, 17; Committee report Address to H. E. 91; Address committed, 92; adopted, 95; Committee to present, 96; report of Committee, 111.
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- Halifax; Bill to establish, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 26; reported without amendment, 29; read 3d time, agreed to, and sent to H. A. 32; assent, 79.
- Annapolis; Bill for regulation of, brought from H. A. and read 1st time, 98; read 2d time, and ordered to Committee, 102; reported without amendment; Standing Order suspended; Bill read 3d time, agreed to and sent to H. A. 104; assent, 123.
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- Schools**; Bill for encouragement of, brought from H. A. and read 1st time, 73; read 2d time, and ordered to Committee, 77; amended, 97; Standing Order suspended; Bill read 3d time, agreed to, and sent to H. A. 99; Message from H. A. agreeing to some amendments, and not to other amendment, and that they cannot consider amendment to 14th clause, 109; amendments considered in Committee; amendments to 5th, 10th, and 15th clauses not adhered to; Resolution not adhering to amendment to 14th clause; amendment to insert clause adhered to, and Message to H. A. 115—6; H. A. Conference ask Conference on last amendment—agreed to—Committee report; Message from H. A. with Bill, 117; amendment to insert clause considered, and adjourn, not adhered to, 118; Bill sent to H. A. 121; H. A. agree to Bill, as now amended; Bill finally agreed to, and sent to H. A. 121; assent, 123.
- Seamen, Merchant**; Bill relating to, presented, and read 1st time, 54; read 2d time, and ordered to Committee, 56; reported without amendment, 60; read 3d time; amendment made, agreed to, and sent to H. A. 62.
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- Seamen's Wages**; Bill for facilitating recovery of, brought from H. A. and read 1st time, 77; read 2d time, and ordered to Committee, 81; reported without amendment, 89; read 3d time, agreed to, and sent to H. A. 89; assent, 122.
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- Smuggling**; Bill for prevention of, brought from H. A. read 1st time, and referred to Select Committee, 60—1; report; Bill read 2d time, and ordered to Committee of whole, 62; reported without amendment, 64; read 3d time, agreed to, and sent to H. A. 69, 70; assent, 80.
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- Timber and Lumber**; Bill to regulate Survey of, brought from H. A. and read 1st time, 24; read 2d time, and ordered to Committee, 25—6; reported without amendment, 28—9; read 3d time, 31; agreed to, and sent to H. A. 32; assent, 79.
- Town House, Cornwallis**; Bill to amend Act for, presented, and read 1st time, 35; read 2d

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