

LEGISLATURE OF NEW-BRUNSWICK.

EXTRACTS FROM THE JOURNAL OF THE HOUSE OF ASSEMBLY.

TUESDAY, 3d February, 1835.

A Message from His Excellency the Lieutenant Governor.
The Honorable Mr. Secretary Odell, by command of His Excellency, delivered the following Message :—

New Brunswick.

Message to the House of Assembly, 2d February, 1835.

ARCHIBALD CAMPBELL.

THE Lieutenant Governor communicates to the House of Assembly, in answer to their Address of the 29th ultimo, a Copy of a Letter from the Deputy Post Master General at Halifax, which contains all the information which the Lieutenant Governor possesses respecting the income of the Post Office.

"A. C."

[COPY.]

General Post Office, Halifax, 19th January, 1835.

Sir,
WITH reference to your Letter of the 31st ult. I have to acquaint you for the information of His Excellency Sir Archibald Campbell, that upon an examination of the New Brunswick Accounts remaining in my possession, I think the following estimate may be safely taken as an average of the annual Receipts and Expenditures of the Post Office in New Brunswick.

Net Proceeds of the New Brunswick Post Offices,	£1,754 0 0
Expense of Couriers,	1,480 0 0
Amount of English Mails,	900 0 0
	£2,080 0 0

His Excellency will readily conceive, that as a consequence of the franking system proposed by the Bill to which you allude, there will be a considerable falling off of the Revenue.

I have the honor to be,

Sir,

Your obedient Servant,

J. HOWE, Junr.

D. P. M. G.

On motion of Mr. Gilbert,

The House went into Committee of the whole, on a Bill to amend the Law for the organization and regulation of the Militia.

Mr. Hanington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill under consideration, it was moved as an amendment to the first Section, to "dele" all after that part thereof which went to the repeal of the sixth Section of the Act 6 Geo. IV. chap. 18, and insert

"That every Battalion (persons above 45 years of age excepted) shall be called out and rendezvous by Companies, one day in each year, interfering as little as possible with seed time and harvest, for the purpose of disciplining and improving in Martial exercises; the time and place of such rendezvous to be appointed by the Commanding Officer of the Regiment, in cases where Regiments are formed, and in other cases by the Commanding Officer of the Battalion, and arranged on different days or in such manner that the Field and Staff Officers may have an opportunity of attending the several Companies, in order to introduce uniformity in the Manœuvres of the Battalion; and the Commanding Officer of the Battalion may assemble any two or more of the Companies together as he may judge expedient: Provided that no Company shall be obliged to go more than Twelve Miles from the usual place of rendezvous of such Company."

That upon the question for adopting the amendment, the Committee divided, and it was decided in the negative.

The question was then taken on the first Section of the said Bill, and it passed in the affirmative.

The following was then moved as a Section to the Bill :—

"And be it enacted, That it shall and may be lawful for His Excellency the Lieutenant Governor or Commander in Chief, for the time being, to appoint such and so many fit and proper persons as he, in his discretion, shall see fit, to act as Drill Sergeants to Drill Officers and Privates in the several Militia Corps of this Province, whose services as Drill Sergeants as aforesaid, with reasonable travelling charges, shall be paid for by Warrant of His Excellency the Lieutenant Governor or Commander in Chief, by and with the consent of His Majesty's Council: Provided always, nevertheless, that the sum of money to be drawn as aforesaid shall not exceed the sum of — Pounds in any one year."

Upon the question for adopting the same, it was decided in the negative;

Another Section was then moved to the Bill, as follows :—

"And be it enacted, That the Adjutants and Sergeant Majors of Battalions shall be allowed the sum of — yearly for their services, from the Funds of the Battalions to which they respectively belong."

And upon the question on this Section the Committee divided, and it was also decided in the negative,

Another Section was then moved to the Bill, as follows :—

"And be it enacted, That no Captain or other Officer of the Militia Forces shall in future either directly or indirectly treat their Companies upon days of muster or inspection with any Spirituous Liquor, Wine, Beer or other strong drink, under any pretence whatever."

The question being then taken on this Section, the Committee again divided,—and it was likewise decided in the negative.

The following amendment was then moved, "dele" the whole of second Section of the Bill and substitute the following—

"II. And be it enacted, That instead of the annual payment of thirty shillings, required from Aliens by the Sixteenth Section of the above recited Act, the annual sum of Ten Shillings only shall be hereafter required, any thing in the said Act to the contrary notwithstanding."

And upon the question, it passed in the affirmative,

That the following was then moved to stand as a third section to the Bill.

"III. And be it enacted, That so much of the twenty second Section of the above recited Act which requires payment from exempts, be and the same is hereby repealed," which also passed in the affirmative.

And the Chairman then further reported, that they had gone through the Bill and agreed to the same,

Ordered, That the Report be accepted, and the Bill engrossed as amended.

THURSDAY, 5th February.

Mr. Robinson moved the following Resolution, viz. :—

Resolved, That the Petition of James Rait, and others, presented to the House this day, praying measures for a repeal of so much of the Imperial Act, imposing a Duty on Wheat Flour; and also that the Duty imposed by the Provincial Act on dead Meats may not be re-enacted; be referred to a Select Committee to report thereon.

Upon the question for adopting the same, the House divided as follows :—

YEAS, 11. NAYS, 12.

And it was decided in the negative.

Mr. Partelow then moved the following :—

Resolved, That the Petition of James Rait, and others, be referred to the Committee of Trade.

Upon the question, the House again divided, and it was carried in the affirmative.

Mr. Chandler then moved that the question last put be re-considered.

When upon the question the House again divided—

YEAS, 14. NAYS, 13.

And it was also carried in the affirmative.

Mr. Chandler then moved,

Resolved, That the said Petition of James Rait, and others, be referred to a Select Committee to report thereon.

And upon the question, the House again divided as follows :—

YEAS, 14. NAYS, 13.

Which was likewise carried in the affirmative.

Whereupon, Ordered, That Mr. Crane, Mr. Wyer, Mr. Chandler, Mr. Woodward, Mr. M'Leod, Mr. Stewart, Mr. Morehouse, Mr. Burns, Mr. Ford, Mr. Miles and Mr. L. A. Wilmot, be a Committee to take the said Petition into consideration, and report thereon.

On motion of Mr. J. M. Wilmot,

The House went into Committee of the whole, in further consideration of a Bill to provide for the expences of the Legislature.

Mr. Weldon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported, that the Committee having the Bill under their further consideration, it was moved that the first Section thereof be struck out, viz. :—

"I. Be it therefore enacted, by the Lieutenant Governor, Council and Assembly, That there be allowed and paid out of the Treasury of the Province, to His Honor the President of His Majesty's Legislative Council, and to the Speaker of the House of Assembly the sum of — each, for each and every Session of the General Assembly."

And upon the question, the Committee divided as follows :—

YEAS, 7. NAYS, 18.

And it was decided in the negative.

It was then moved, "That that part of the said first Section, and also the several other Sections of the Bill, which relate to the provision for the President of the Legislative Council, be struck out ;"

And upon the question, it was carried in the affirmative.

The question was then taken on the first Section of the Bill, as amended, when the Committee again divided as follows :—

YEAS, 18. NAYS, 7.

And it was also carried in the affirmative.

Upon filling up the blank in the said first Section, providing for the allowance of the Speaker, it was moved to fill up the same with the sum of *One Hundred Pounds*.

And upon the question, the Committee divided, and it was likewise carried in the affirmative.

It was then moved to strike out the second Section of the Bill, and substitute the following :—

"II. And be it further enacted, That there be allowed and paid out of the said Treasury, to each and every Member of the House of Assembly, for defraying the expense of attendance in General Assembly, the sum of — Pounds, for his attendance each and every Session, to be certified by the Speaker: Provided always, that in case of the absence of any Member during the whole or part of any Session, a proportionate sum to be deducted from the pay of such Member."

Which was also carried in the affirmative.

Upon filling up the blank in the said second Section, it was moved, that the same be filled up with the sum of *Twenty-five Pounds*.

Whereupon the Committee divided as follows :—

YEAS, 6. NAYS, 19.

And it was decided in the negative.

The question was then taken on the sum of *Thirty Pounds*.

When the Committee again divided—

YEAS, 12. NAYS, 13.

And it was also decided in the negative.

It was then moved to fill up the blank with the sum of *Forty Pounds*.

And upon the question, the Committee again divided as follows :—

YEAS, 7. NAYS, 19.

And it was likewise decided in the negative.

The question was then moved, and taken, for re-considering the motion for filling up the blank with *Thirty Pounds*.

Whereupon the Committee again divided as follows :—

YEAS, 17. NAYS, 7.

And it was carried in the affirmative.

Upon the question being then taken for the filling up the blank with the said sum of *Thirty Pounds* the Committee again divided—

YEAS, 19. NAYS, 6.

Which was also carried in the affirmative.

The Chairman then further reported, that having made several amendments to the Bill—they had gone through the same and agreed thereto, under the title of "A Bill to provide for the Expences of the Speaker and Members of the House of Assembly, while attending the General Assembly."

Ordered, That the Report be accepted, and the Bill engrossed as amended, under the amended title.

FRIDAY, 6th February.

Mr. Crane, Chairman of the Committee appointed to consider the Petition of James Rait, and others, and report thereon, submitted a Report; which he read, and is as follows :—

"The Committee, to whom was referred the Petition of James Rait, and others, praying measures may be adopted to relieve the Province from the payment of the Duty on Wheat Flour and Dead Meats, beg leave to Report, that they have attended thereto, and are of opinion that they cannot recommend the prayer of the said Petition to the favorable consideration of the House."

WILLIAM CRANE, Chairman,
L. A. WILMOT,
THOMAS O. MILES,
GEORGE MOREHOUSE,
PETER STEWART,
JOHN P. FORD,
WILLIAM M'LEOD.

Committee Room, 6th February, 1835.

The Report being handed in at the Clerk's Table, was there again read.

Ordered, That the Report be accepted.