

**THIRD HOUSE OF ASSEMBLY  
THIRD SESSION**

## MINUTES OF THE THIRD HOUSE OF ASSEMBLY OF VANCOUVER ISLAND—THIRD SESSION

Tuesday, the 28th day of November, 1865

The House met this day at 1 p. m. in accordance with the Proclamation of His Excellency The Governor.

Present: Mr. Speaker and Messrs. Carswell, Cochrane, De Cosmos, Dennes, Dickson, Duncan, McClure, Powell, Tolmie, Trimble.

A Summons having been delivered to attend His Excellency The Governor in the Honble. Legislative Council Chamber.

Mr. Speaker and the Members of the House went up accordingly.

His Excellency then addressed both Houses of the Legislature, as follows—

### THE SPEECH

*Hon. Gentlemen of the Legislative Council and Gentlemen of the Legislative Assembly:*

I have deferred calling you together until this late period of the year in the expectation that I should be thereby enabled to submit to you in some conclusive form matters affecting the settlement of important questions concerning the future condition and prosperity of the Colony. In that hope I regret I am compelled to inform you I have been disappointed.

2. Despatches from Her Majesty's Secretary of State for the colonies on the subject of the Crown Lands of Vancouver Island will be laid before you. I forbear to enlarge upon this subject beyond expressing an earnest hope that the wisdom and moderation of the Legislature may find a way to a final settlement of this question, the agitation of which so injuriously retards the progress and settlement of the Colony.

3. I regret that I am not in a position to make any communication to you in reply to the Resolutions adopted by the Legislature in the last session, recommending the union of this Colony with British Columbia. I have no doubt that the subject is receiving that consideration from Her Majesty's Government which its importance demands, and that due weight will be given to the wishes of the people expressed through their representatives.

4. The discredit and danger to public health arising from the unrepaired streets and want of drainage in the City of Victoria cannot longer be ignored without seriously deteriorating the value of private property, while the inhabitants are without legal power to raise revenue for the correction of the admitted evils. The Municipal Government of the City might, probably, be rendered more effectual by attempting less. Schemes of inferior importance have been prosecuted while more important needs have been neglected.

5. The importance of direct steam communication between Vancouver Island and San Francisco cannot be overrated, and the absence of it is now most seriously felt. I would recommend liberal provision being made to enable the Government to carry out this service at the earliest period, either separately or in conjunction with the Government of British Columbia. The anomalous state of the law regarding the Postal service of the Colony, generally, demands your attention. There is no law authorizing the Executive Government to frame Rules and Regulations, or fix the rates of postage. The expenditure for this branch of the public service during the year 1864 amounted to \$14,487, while the revenue reached only

\$3510, showing an excess of expenditure over revenue amounting to \$10,997—a disproportion which must be expected to continue in the absence of suitable laws and regulations.

6. I would earnestly bespeak the attention of the Legislature to the insufficiency of the Law for the prevention of the sale of intoxicating liquors to the Native Tribes by which they are demoralized and decimated. This iniquitous traffic is carried on by a worthless and degraded class of men, the cost of whose maintenance in prison and repeated convictions arising from inadequate punishment, falls heavily upon the public funds. Moving appeals have been made to me by Ministers of every denomination and by the Chiefs of several Indian Tribes to put an end to a crime which must eventually recoil upon the legitimate commerce of the Colony and society at large. Deplorable murders of Indians *inter se* as well as the murder of white men by Indians are of frequent occurrence and notoriously resulting from the illegal sale of liquors on the coast of this and the neighbouring Colony. I can see no difficulty in suppressing this unholy traffic if the existing faulty and insufficient Law be amended and with the object I have directed a Bill to be prepared and laid before you.

7. This existing Law of debtor and creditor in this Colony will come under your consideration. I feel confident that in whatever changes may be deemed necessary the principle will be held in view that imprisonment should be a punishment for crime and not for a simple failure to pay unaccompanied by dishonesty.

8. I regret to state that the expenditure of the current year has exceeded the revenue, still leaving demands for public improvements unsatisfied. On the other hand, sums have been expended in connection with the projected Harbour improvements considerably exceeding the original estimate for that service, and also for providing a Government House, which cannot occur again and ought not to be regarded as belonging to the ordinary expenditure of the Colony. To restore the equilibrium between revenue and expenditure is a matter of first importance, and I apprehend little difficulty will be found in devising legitimate means of raising the receipt and reducing the expenditure without either pressing unduly upon the people, or impairing the efficiency of the public service. While I deem it beyond the province of my duty to discuss matters, the decision upon which properly belongs to the Legislature, I feel bound to offer as the result of my experience that grave and numerous objections exist to new countries being drawn into debt except for the purpose of reproductive investment. I regard this Colony as a growing not a stationary community whose interests must be looked for in the future rather than the present.

9. I have caused the Attorney General to prepare the following Bills, which will be submitted for your consideration without delays namely:

1. To provide for the reception of native evidence.
2. To regulate the use of weights and measures.
3. To regulate and provide for postal services.
4. To regulate for gold mining.
5. To provide for the registration of Births, Deaths and Marriages.
6. To provide for the administration of Intestate Estates.
7. To provide exemption from Imprisonment for Debt.
8. To grant jurisdiction to Stipendiary Magistrates for the recovery of Small Debts.
9. To provide for the exemption of Homestead from Liability.
10. Coroners Bill.

Gentlemen of the Legislative Assembly:—

10. The Estimates for the coming year will be laid before you without delay, and I trust you will find them framed with every regard to economy consistent with the efficiency and credit of the public service. A statement will accompany the Estimates showing the probable condition of the Public Finances on the 31st December, 1865.

11. Sums are annually voted to a considerable amount for services and establishments over which the Executive Government has no sufficient control, and for purposes of local rather than general utility, and I would beg you to consider the propriety of these charges being borne by the General Revenue and this practice continued.

Hon. Gentlemen and Gentlemen—

12. Though the year about to close cannot be considered one of great progress, I have full faith in the future of this Colony; and it is gratifying to observe the increased number and improved character of the middle class dwellings which have sprung up, and are still springing up, affording one of the most conclusive proofs of the confidence of the people in its resources and stability. The agricultural classes have struggled manfully with the difficulties which beset the farmer in new countries, and the excellence of the produce exhibited at the annual show, places the fertility and capability of the soil and climate beyond a doubt.

We have, during the last year, experienced the inestimable blessings of peace and public health, and I trust that the same beneficent Providence which has watched over us in the past, may guide us in the path to future prosperity and peace.

Mr. Speaker and the House being returned—The Speech of His Excy. The Governor was read.

On motion by Mr. De Cosmos, 2nded by Dr. Dickson Read 10. (pro formâ) “A Bill Homestead and Exemption from Execution Act, 1865.”

John Ash Esqre. took the Oaths and his Seat as Member elect for the District of Esquimalt and Metchosin.

Ordered “That the Rules, Regulations, and Orders by which the Proceedings of this House have hitherto been governed be adopted during the present Session.”

Mr. Duncan gave Notice of Motion.<sup>1</sup>

” ” ” ” ” ” ” ”<sup>2</sup>

The House then adjourned till 3 p. m. tomorrow.

J. S. Helmcken  
Speaker.

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### Wednesday, the 29th day of November, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair. Drs. Ash, Powell, Tolmie, Dickson, and Messrs. De Cosmos, Carswell, Cochrane, Dennes, Duncan, McClure.

The last minutes having been read and confirmed.

A Communication was read “No. 87 dated 27th Novr. 1865” from H. Excy. the Governor enclosing a Despatch “No. 39, dated 14th Aug. 1865” from the Rt. Honble. The Secretary of State for the Colonies on the subject of The Crown Lands of the Colony.

Ordered “That above Correspondence be printed.”

Dissentiente Dr. Tolmie.

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<sup>1</sup> Motion Book, 1865–66, p. 11: “I Beg leave to give notice that I shall introduce an Act respecting Barristers & Attorneys.”

<sup>2</sup> Motion Book, 1865–66, p. 11: “I beg leave to give notice that I shall move at the next sitting of this House for certain returns from the Probate & Bankruptcy Courts.”

On ruling by Mr. Speaker that the Notices of Motion given yesterday in re Certain Returns from the Courts of "Probate and Bankruptcy" were not sufficiently explicit.

Mr. Duncan asked leave to amend the Notices in question.<sup>3</sup>

Leave granted.

1. Mr. Duncan then gave Notice of Motion in re above.<sup>4</sup>
2. Mr. Duncan „ „ „ „ „ „ „ „ „ „<sup>5</sup>

<sup>3</sup> Duncan's notices for this day are not entirely clear. The motion book treats the following two as one and the newspaper accounts agree neither with the minutes nor the motion book.

<sup>4</sup> Motion Book, 1865-66, p. 10: "Resolved that His Excellency the Governor be most respectfully requested to cause the following returns to be laid upon the table of this Honble. House at as early a date as convenient.

"1st A return of all applications for Probates or Letters of Administration applied for with the names of the several parties their descriptions and full particulars as furnished to the Probate Court with reference to such estates.

"2nd A return of all sums paid into the Probate Court to account of the estates of deceased persons specifying Testate from Intestate with the date of such payments and how the same have been appropriated.

"3rd A return of all sums paid for Expenses or otherwise—on account of Estates in the Probate Court (Testate or Intestate) specifying the name of each estate and the date and amount of payment made on account of such estate and by whom and to whom made.

"4th A return of all sums paid out of court on account of Intestate or Testate Estates specifying date of payments the amounts and particulars of each item so paid and the parties to whom paid and for what purpose paid.

"5th A return of all sums now in the hands of the court or deposited in Bank or Elsewhere to account or to the credit of Estates Testate or Intestate and the date of such payments into Bank or Elsewhere.

"6th The above several returns to be from May 1858 to Nov. 1865."

<sup>5</sup> Motion Book, 1865-66, p. 11: "Resolved that His Excellency the Governor be most respectfully requested to cause the following returns to be laid upon the table of this Honble. House at as early a date as convenient.

"1. A return of the names of all parties who have been adjudicated bankrupts under & by virtue of the provisions of the Bankruptcy Act 1862 together with the description of such parties and the several dates of such adjudication in Bankruptcy.

"2. A return of all sums received by the Official Assignee in Bankruptcy on account of such Bankrupt estates specifying Each Estate separately and the date of such payments.

"3. A return of all accounts rendered by the Official Assignee in bankruptcy to the accountant in bankruptcy of sums received by him on account of bankrupt Estates specifying the name of Each estate the date & amount of monies paid on such Estate separately and how and when applied and the date of filing such accounts with the accountant in Bankruptcy.

"4. A return of all sums paid into the Bank to the credit of the Accountant in Bankruptcy of Bankrupt Estates by the Official Accountant in Bankruptcy specifying the amount and date of such payments as also the several Estates to account of which such may have been made.

"5. A return of all sums received by the Accountant in Bankruptcy from the official Assignee on account of Bankrupt Estates specifying the amount of Each payment the date when received and the Estate to the credit of which the same may have been received.

"6. A Return shewing the value of Property taken possession of by the official Assignee in Bankrupt Estates the disposition made of the same the amount of goods specifying whether the same were perishable or otherwise and the dates of the order or orders of court authorizing the sale of such effects prior to the appointment of the Trade Assignees such return to show Each Bankrupt Estate with such particulars separately.

"7. A return of all sums now in the hands of the official Assignee in Bankruptcy the Accountant in Bankruptcy or which may have been placed in the Bank to the credit of the Accountant in Bankruptcy on account of Bankrupt Estates specifying the name of each Estate amounts and date of such payments applicable to each and to whom paid separately.

"8th A return showing the gross amount of each Bankrupt Estate all sums paid or allowed to the official Assignee and Accountant in Bankruptcy as expenses or allowances in Bankrupt Estates specifying each separately.

Mr. Dennes gave Notice of Motion—Imprisonment for debt Bill.

Mr. Duncan „ „ „ „ of “A Bill to amend the Banking Act.”

Mr. Dennes „ „ „ „ of “A Bill to increase the jurisdiction of the Inf. Cts. of Civil Justice.”

Dr. Dickson gave Notice of Motion “As to the right of this House to initiate & alter Money Bills.”

Mr. De Cosmos gave Notice of Motion of An Address for Copies of all Despatches and Correspondence [re] “Union of the Colonies.”

Dr. Dickson gave Notice of Motion of a Resolution “Reduction in Expenditure of the General Revenues.”

Mr. McClure gave Notice of Motion of a Restn. “That this House meet every Monday, Tuesday & Thursday at 1 p.m. for the dispatch of business.”

Address in reply to His Excellency the Governor’s Speech.

Ordered to be referred to a Select Committee.

Committee appointed: Messrs. McClure, Carswell, Trimble.

Ordered—That the Committee report to this House tomorrow.

On motion by Mr. Duncan—Leave granted to introduce “A Bill Entitled An Act respecting Barristers & Attorneys at Law.”

The House then adjourned till 3 p. m. tomorrow.

J. S. Helmcken  
Speaker.

### Thursday, the 30th day of November, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, De Cosmos, Dennes, Duncan, Dickson, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

Mr. McClure, from the Select Committee appointed to draft An Address in reply to His Excy. The Governors Speech asked leave to defer the presentation of the Report of that Committee until tomorrow.

Leave granted.

On motion by Mr. Duncan, seconded by Mr. Carswell—Ordered “That an humble Address be presented to His Excellency the Governor praying that he will cause the following Returns to be laid upon the table of this House at as early a date as convenient.”

“9th A return of all dividends declared on Bankrupt Estates in detail with the dates on which the same may have been declared.

“10th A return of all sums actually paid as such dividends specifying each estate in detail and the respective date of payment.”

1. A return of the names of all parties who have been adjudicated Bankrupts under and by virtue of the provisions of the "Bankruptcy Act, 1862" together with a description of such parties & the several dates of such adjudication in Bankruptcy.

2. A return of all sums received by the Official Assignee in Bankruptcy on account of such Bankrupt Estates, specifying each Estate separately and the date of such payments.

3. A return of all accounts rendered by the Official Assignee in Bankruptcy to the Accountant in Bankruptcy of Sums received by him on Account of Bankrupt Estates specifying the name of each Estate, the date and amount of moneys paid on such Estates separately, and how and when applied and the date of filing such Accounts with the Accountant in Bankruptcy.

4. A return of all sums paid into the Bank to the credit of the Accountant in Bankruptcy of Bankrupt Estates by the Official Accountant in Bankruptcy, specifying the amount and date of such payments as also the several Estates to account of which such may have been made.

5. A return of all sums received by the Accountant in Bankruptcy from the Official Assignee on account of Bankrupt Estates specifying the Amount of each payment, the date when received and the Estate to the credit of which the same may have been received.

6. A return showing the Value of Property taken possession of by the Official Assignee in Bankrupt Estates, the disposition made of the same, the amount of Goods (specifying whether the same were perishable or otherwise) and the dates of the Order or Orders of Court authorising the sale of such effects prior to the appointment of the Trade Assignees; such return to show each bankrupt Estate, with such particulars separately.

7. A return of all sums now in the hands of the Official Assignee in Bankruptcy, the Accountant in Bankruptcy or which may have been placed in the Bank, to the credit of the Accountant in Bankruptcy on account of Bankrupt Estates, specifying the name of each Estate, amounts and date of such payments applicable to each and to whom paid separately.

8. A return showing the gross amount of each Bankrupt Estate, all sums paid or allowed to the Official Assignee and Accountant in Bankruptcy as expenses or allowances in bankrupt Estates, specifying each separately.

9. A return of all dividends declared on Bankrupt Estates in detail, with the dates on which the same may have been declared.

10. A return of all sums actually paid as such dividends, specifying each Estate in detail & the respective dates of payment.

On motion by Mr. De Cosmos, seconded by Mr. McClure Ordered "That an humble Address be presented to His Excellency The Governor praying that His Excellency will communicate to this House copies of all Despatches or Correspondence forwarded to or received from H. M.'s Principal Secretary of State for the Colonies respecting a Resolution of this House in favour of "Union of this Colony with British Columbia" passed on the 25th Jany. 1865.

On motion by Mr. McClure, seconded by Dr. Powell, Ordered "That this House shall meet for the dispatch of business at 1 p. m. on Mondays, Wednesdays and Fridays during the present Session."

Mr. Dennes obtained leave to bring in "A Bill To increase the Jurisdiction of the Inferior Courts of Civil Justice."

Mr. McClure seconded.

On motion by Mr. Dennes, seconded by Mr. McClure—Ordered "That the House go into Committee of the whole tomorrow to report upon 'A Bill Entitled An Act to amend the law as to Imprisonment for debt.'"

On motion by Mr. Duncan, seconded by Mr. Dennes, Ordered "That an humble Address be presented to H. E. The Governor, praying that he will cause the following returns to be laid upon the table of this House at as early a date as convenient."

1st A return of all applications for Probates or Letters of Administration applied for, with the names of the several parties, their descriptions and full particulars as furnished to the Probate Court with reference to such Estates.

2nd A return of all sums paid into the Probate Court to account of the Estates of deceased persons, specifying "Testate" from "Intestate" with the date of such payments and how the same have been appropriated.

3rd A return of all sums paid for expenses or otherwise on account of Estates in the Probate court, Testate or Intestate, specifying the name of each estate and the date and amount of payment made on account of such Estate, & by whom & to whom made.

4th A return of all sums paid out of Court on account of Testate or Intestate Estates specifying date of payments, the amounts and particulars of each item so paid and the parties to whom paid, and for what purpose paid.

5th A return of all sums now in the hands of the Court or deposited in Bank or elsewhere to account or to the Credit of Estates Testate or Intestate, & the date of such payments into Bank or elsewhere.

6 The above several Returns to be from May 1858, till Novr. 1865.

#### Notices of Motion.

For a Standing Committee of 3 members of this House to audit the Public Accounts (Dr. Dickson).

For leave to introduce "A Bill to amend Franchise Act, 1859 (Mr. McClure).

For a Comtee. of 5 to be appointed—in re Puget Sound Agricultural Co. (Dr. Ash).

For Returns of Fees for Marriage Licenses from 1860 to 1865 inc. (Dr. Dickson).

For leave to introduce "A Bill—Lien Law" (Mr. Duncan).

The House then adjourned till tomorrow.

J. S. Helmcken  
Speaker.



## Friday, the 1st day of December, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, Cochrane, Dennes, De Cosmos, Dickson, Duncan, McClure, Tolmie, Trimble.

The last minutes having been read and confirmed.

### Notices of Motion.

For 6th Inst.—Mr. Cochrane—“For Returns of all lots sold for Colonial or Municipal Taxes; and that a suitable Salary be placed in the Estimates for a Tax Collector.”

For 8th Inst.—Mr. Cochrane—“For Returns of all moneys expended on the Roads from Victoria to North Saanich during the past year.”

For 4th Inst.—Dr. Dickson—“For leave to introduce ‘A Bill to make proper provision for License fees & for the payment of the same into the General Revenue.’”

For 4th Inst.—Mr. De Cosmos—

1. For leave to introduce “A Bill respecting the Law of Partnership.”
2. „ „ „ „ „ “A Bill to amend the Bills of Sale Act.”

On motion of Dr. Dickson, seconded by Mr. De Cosmos, Ordered “That an humble Address be presented to H. Excy. the Governor praying that he will cause Returns to be made to this House with as little delay as possible of the amount of money received for Marriage Licenses, and the number of issues during the respective years of 1850—’51, ’52, ’53, ’54, ’55, ’56, ’57, ’58, ’59, ’60, ’61, ’62, ’63, ’64, and ’65—with the disposition made of the same.”

Mr. McClure, from the Select Committee appointed to draft An Address in reply to H. E. The Governors Speech, presented the Report of that Committee.

Ordered to be referred to Committee of the whole House on 4th Inst.

Read 2o. “A Bill Homestead and Exemption from Execution Act, 1865” On motion by Mr. De Cosmos, seconded by Mr. Duncan.

On motion by Mr. McClure—Leave granted to introduce “A Bill To amend the Franchise Act, 1859.”

The House then went into Committee of the whole to report upon “A Bill To amend the Law as to Imprisonment for Debt.”

Mr. Cochrane in the Chair.

The Chairman reported that the Committee had Ordered him to report the Bill favourably to the House.

Ordered “that report be agreed to.”

The House then adjourned till Monday (4th Inst.) at 1 p. m.

J. S. Helmcken  
Speaker

## Monday, the 4th day of December, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, De Cosmos, Dennes, Dickson, Duncan, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

A communication (No. 88) from His Excy. The Governor was read, in reply to An Address of this House, 30th Ulto., asking for Copies of all Despatches or Correspondence forwarded to or received from the Rt. Honble. The Secretary of State for the Colonies on the subject of "Union."

Also, A Communication (No. 89)<sup>6</sup> from H. E. The Governor stating in reply to An Address of this House for returns of moneys received for, and the number of issues of, "Marriage Licenses" from 1850 to 1865 inclusive, that instructions had been received from the Rt. Honble. The Secretary of State for the Colonies that moneys so received are part of the Crown Revenues of the Colony and are to be applied to purposes of Charity at the discretion of H. E. The Governor.

Ordered to be taken into consideration in *Committee* on Wednesday.

Mr. Speaker informed the House that he had received the resignation of C. A. Bayley Esqre. as Member for the district of Nanaimo.

Mr. De Cosmos presented a Petition from Mr. Loudon.<sup>7</sup>

Ordered to lie on the table.

On motion by Mr. Dennes, 2nded by Mr. Duncan, "A Bill To amend the Law as to Imprisonment for Debt" was read 1o. and ordered to be printed.

On motion by Mr. McClure, seconded by Mr. Dennes "A Bill To amend The Franchise Act, 1959" was read 1o.

Dissentiente Dr. Ash.

*Ordered* to be printed.

Leave granted (Mr. De Cosmos) to introduce "A Bill To amend the Bills of Sale Act, 1863."

The House then went into *Committee* upon the report of the Select *Committee* appointed to draft an Address in reply to H. E. The Governors Speech.

Dr. Dickson in the chair.

The Chairman reported that the *Committee* had ordered him to report the following Address—

May it please Your Excellency

We Her Majesty's faithful and loyal Subjects, the members of the Legislative Assembly of Vancouver Island have received with much attention Your Excellency's address on the opening of the present Session of Parliament.

We beg to assure Your Excellency that the Crown Lands Despatches alluded to in Your Excellency's address will receive our most earnest consideration.

<sup>6</sup> Messages to House. Both No. 88 and 89 are dated 2 December 1865.

<sup>7</sup> William Loudon's petition sought relief from paying a city licence for his business which had previously operated under a country licence. *Colonist*, 5 December 1865.

We regret that Your Excellency is unable to lay before us any definite proposition in connexion with the Union of the Colonies—a question which we have already maintained to be of paramount importance to the well being of the Country.

The danger to public health to which Your Excy. alludes as being consequent upon imperfect Municipal Institutions will we hope be dissipated by the granting of proper powers to the Municipality.

We beg to assure Your Excellency that we are fully alive to the importance of Steam Communication with San Francisco and to the necessity of a proper postal System.

We respectfully agree with Your Excellency that means should be immediately devised to suppress the present nefarious and illegal Indian liquor traffic.

The law of Debtor and Creditor will meet with our earliest attention.

We regret with Your Excellency to find that the public Expenditure of the current year has exceeded the Colonial Receipts—a fact which necessitates as Your Excellency no doubt perceives a policy of economy consistent with the exigencies of the Country & the efficiency of the public Service.

We are especially gratified to find that Your Excellency, in the list of Bills to be prepared by the Attorney General, is in favour of measures that have previously met with our favorable consideration, and we hope that no obstacle may arise to prevent these necessary Bills from becoming without further delay the law of the Colony.

In common with Your Excellency we congratulate the people of this Colony on the possession of the inestimable blessing of health and peace and we hope that nothing in the future may arise to disturb this satisfactory condition.

Ordered “that report be adopted.”

On motion by Mr. De Cosmos, leave granted to introduce “A Bill Entitled An Act respecting the Law of Partnership.”

Mr. McClure gave Notice of Motion.<sup>8</sup>

The House then adjourned till Wednesday.

J. S. Helmcken.  
Speaker.

### Wednesday, the 6th day of December, 1865

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, De Cosmos, Dennes, Dickson, Duncan, Carswell, Cochrane, McClure, Powell, Trimble, Tolmie.

The last minutes having been read and confirmed.

Mr. Speaker reported the Presentation of the Address in reply to His Excellency the Governors Speech.

<sup>8</sup> Motion Book, 1865-1866, p. 16: “I give notice that I will on Wednesday next move that His Excellency the Governor be respectfully requested to lay before this House copies of all public despatches forwarded by His Excellency to the Rt. Hon. Mr. Cardwell in reference to the resolutions passed by this House on June of 1864 in connection with the Crown lands and all despatches sent to Mr. Cardwell, in reference to the union resolutions which passed this House in January last.”

On motion by Mr. Duncan Ordered "That the House go into Committee on Friday next to report upon 'A Bill to amend the Banking Act.'"

On motion by Mr. McClure, seconded by Mr. De Cosmos, Ordered "That an humble Address be presented to H. Excy. The Governor praying him to lay before this House copies of all public Despatches forwarded by His Excellency to Mr. Cardwell, in reference to the Resolutions passed by this House in June 1864 in connexion with the Crown Lands, and all Despatches sent to Mr. Cardwell in reference to the Union Resolutions which passed this House in January last."

Read 1o. "A Bill To increase the Jurisdiction of the Inferior Court of Civil Justice 1865."

On motion by Mr. De Cosmos, seconded by Mr. McClure, Ordered that the House go into Committee this day to report upon the following Bills.

1 A Bill respecting the law of Partnership.

2 A Bill entitled An Act to amend the Bills of Sale Act, 1859.

The House then went into Committee upon the above Bills.

Also upon A Bill [entitled] "Homestead and Exemption from Execution Act, 1865."

Mr. Dennes in the Chair.

The Chairman reported that the Committee had ordered him to report the two first Bills favorably to the House respectively. In regard to the 3rd viz.: The Homestead Bill—to report the same complete without Amendment.

Ordered "that reports be agreed to respectively."

Bills read 1o. A Bill Entitled An Act to amend the Bills of Sale Act, 1865.

Also "A Bill Entitled An Act respecting the Law of Partnership" which latter Bill was Ordered to be printed.

In Committee of the whole House.

His Excellency's Communications Nos. "88", and "89."

Mr. Dennes in the Chair.

The Chairman reported that the Committee had Ordered him to report progress and ask leave to sit again.

In regard to No. "89" to report A Resolution.

That this House having had under its consideration the reply of His Excellency to the address of this House asking certain detailed information as to the number of Marriage Licenses issued in the years specified in its address, with the sums received as fees therefor and the disposition made thereof respectfully begs to express its disappointment and regret that the reply contains none of the information sought.

That this House furthermore begs leave to convey to His Excellency its conviction that it is entitled to the information solicited for the purpose of guiding its deliberations as to whether any and, if so, what alterations are demanded by the public Service in the collection and disbursement of revenue derived from the people and which with the increase of population and the advance of Civilisation in the Colony must continue to augment.

This House therefore renews its request that His Excy. will be pleased to communicate the information asked for.

Ordered "That report be adopted."

A Communication (No. 90) was read from H. Excy. The Governor stating, in reply to an Address of this House for certain Returns from the Courts of Probate and Bankruptcy, that said Returns should, as soon as received, be forwarded to this House.<sup>9</sup>

Dr. Powell moved "That a writ be now issued for a New Member for the District of Nanaimo, vice C. A. Bayley resigned."

*Ayes:* 2.

Messrs. Powell  
Dickson

*Noes:* 6.

Messrs. De Cosmos  
Dennes  
Duncan  
McClure  
Carswell  
Trimble

Notices of Motion.

Dr. Powell—For Friday next—To move that House name a day to consider the necessity and best means of amalgamating the L. C. and L. A. of Vancouver Id. upon a proper and equitable basis.

Mr. De Cosmos—On the subject of "Leave to introduce 'A Bill—Descent of Real Property.'"

Dr. Powell—As to Reciprocity with U. States.

The House then adjourned till Friday at 1 p. m.

J. S. Helmcken  
Speaker

### Friday, the 8th day of December, 1865

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the chair and Messrs. Ash, Carswell, De Cosmos, Dennes, Dickson, Duncan, McClure, Powell, Tolmie, Trimble.

The last minutes having been read and confirmed.

A Communication "No. 91"<sup>10</sup> was read from H. E. The Governor transmitting Copy of a Despatch "No. 53" from the Rt. Honble. The Secretary of State for the Colonies, as follows—

<sup>9</sup> Messages to House, 5 December 1865.

<sup>10</sup> Messages to House, 6 December 1865.

[Enclosure]

Vancouver Island  
No. 53Downing Street  
25th September, 1865

Sir,

I have the honor to acknowledge the receipt of your Despatch No. 59 of the 18th July enclosing Copy of "A Bill to regulate the payment and application of fees for Marriage Licences." So long as Marriage Licenses are issued by the Governor of "Vancouver Island" in virtue of his Commission the fees receivable on the issue of such Licences form properly a part of the Crown Revenue. You will not therefore in the present state of Affairs be at liberty to assent to "A Bill transferring these receipts to the General Revenue."

I have, &c.,  
(sd.) Edward Cardwell

Ordered to lie on the table.

#### Notices of Motion.

Dr. Trimble gave Notice of Motion of "An Address for Returns" of the number of trials, convictions &c. for Selling Liquor to Indians—and of convictions &c. for other offences fm. 30th Sep./64 till 30th Novr./65.

Mr. McClure "that House go into Committee at as early a date as possible to devise the best means of bringing about a Union of the Colonies of B.C. & V. Id."

Dr. Powell "of an Address to H. E. The Governor to know if any Action has been taken by the Government on a Resolution as to Reciprocity in trade between V. I. & U. States &c dated 15th Decr 1863."

On motion of Dr. Powell, seconded by Mr. De Cosmos Ordered "That the House go into Committee on Wednesday next to consider the question of amalgamating the Legislative Council with the Legislative Assembly of this Colony upon a proper and equitable basis."

"Mechanics Lien Law Bill"—Leave granted to introduce, on motion by Mr. Duncan, seconded by Mr. Dennes.

"Respecting the Descent of Real Property, Bill," Leave granted to introduce—On motion by Mr. De Cosmos, 2nded by Mr. McClure.

On motion of Mr. Cochrane, 2nded by Dr. Dickson Ordered "That an humble Address be presented to H. Excy. The Governor praying that he will cause Returns to be made of all Moneys expended on roads, specifying the sum expended upon each Road, during the present Year."

Mr. Cochrane obtained leave to postpone A Resolution of which he gave Notice on 1st Decr. "for Returns of Lots sold for Colonial or Municipal Taxes".

#### Bill read 1o.

"A Bill Respecting Barristers and Attorneys-at-Law" on motion of Mr. Duncan, 2nded by Mr. McClure.

#### Bills read 2o.

A Bill Entitled An Act to amend the Bills of Sale Act, 1863.

A Bill Entitled An Act to increase the Jurisdiction of the Inferior Court of Civil Justice.

The Order for the 3rd Reading of A Bill [entitled] "Homestead and Exemption from Execution Act, 1865" having been read—On motion by Mr. McClure The Bill was recommitted.

The House then went into Committee upon

1st The Bills of Sale Act, 1863, Amendment Act, 1865.

2nd The Bill to increase the Jurisdiction of the Inferior Courts of Civil Justice.

3 The Homestead and Exemption from Execution Act, 1865.

Dr. Powell in the Chair.

The Chairman reported that the Committee having had under consideration the before mentioned Bills had ordered him to report in regard to the first.

The Bill complete without Amendment.

In regard to the 2nd The Bill complete without Amendment.

In regard to the 3rd The Bill complete as amended.

Ordered that reports be agreed to respectively.

The House also went into Committee to report upon "A Bill Entitled An Act to amend the Bank Note Act, 1864."

Dr. Powell in the chair.

The Chairman reported Progress & asked leave to sit again.

Ordered that report be received & agreed to.

The House then adjourned till Monday at 1 p. m.

J. S. Helmcken  
Speaker.

### Monday, the 11th day of December, 1865

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, Dennes, Duncan, De Cosmos, McClure, Powell, Tolmie, Trimble.

The last minutes having been read and confirmed.

Mr. Speaker, referring to the fact of the Honble. Member for the District of Esquimalt and Metchosin having at the last sitting of this House charged "that an Honble. Member of this House is an Insolvent Debtor" suggested "that the question be referred to a Select Committee."

In reply to Dr. Trimble, Dr. Ash stated "that the person so charged was the Honble. Member for Lake (Mr. Duncan)."

Ordered "That the above question be referred to a Select Committee of Seven—whose names shall be balloted."

Committee balloted: Messrs. Dennes (1), Cochrane (2), Trimble (3), De Cosmos (4), Carswell (5), Dickson (6), McClure (7).

## Notices of Motion.

Mr. Duncan—in re “Steam Communication with Panama.”

Mr. McClure—for leave to introduce A Bill to enfranchise Comox and Cowichan.

Mr. De Cosmos—in re “Issue of Legal Tender Treasury Notes &c.”

Mr. McClure—for leave to introduce “A Bill to amend Vict. Incorporn. Act/62.”

Mr. De Cosmos—“Waggon Road from Goldstream to Saywards Saw Mill &c.”

Mr. McClure for leave to introduce “A Bill to protect Inventors.”

Mr. De Cosmos “as to opening Cowichan & other Indian Reserves to settlement.”

On motion by Mr. McClure, seconded by Mr. De Cosmos Ordered “That a Writ be issued for the District of Nanaimo vice C. A. Bayley Esqre. resigned.”

Mr. Duncan charged that the Honble. Member for Metchosin & Esquimalt District had committed a gross breach of Privilege in having caused to be delivered to him while the House was in debate, a letter demanding payment of a sum of money upon pain, in the event of such sum of money not being paid, of Mr. Speaker's Attention being called in this House to the fact that he (Mr. Duncan) was an alleged Insolvent Debtor.

On motion by Mr. De Cosmos, seconded by Mr. McClure—Ordered “that the above question be referred to a Committee on Privileges.”

Comtee. balloted for as follows—Messrs. Dickson, Cochrane, Dennes, Trimble, Carswell, Tolmie, De Cosmos.

Ordered that Comtee. meet tomorrow at 11 a. m.

Dr. Tolmie rose to a question of Privilege—to correct certain mis-statements made by the “Vancouver Daily Post” in its report of a Speech made by him in the debate upon “The Homestead Bill.”

On motion of Dr. Trimble, seconded by Dr. Tolmie—Ordered “That an humble Address be presented to H. Excy. The Governor praying that the following Returns be asked for—

1 The number of persons tried in Victoria for selling or giving Spirits to Indians fm. 30th Sep. 1864 till 30 Novr. 1865; the number convicted; the number found “Not Guilty”; the number sent to prison; the number who paid the fine; and the separate amounts; the amount of fine inflicted; and the term of Imprisonment; the number convicted more than once; the cost of maintenance in prison per diem.

2 The number of persons convicted during the same period for offences other than that of selling Spirits to Indians, distinguishing Prisoners received from H. M.'s Navy—(names of Individuals not required)—together with the same kind of information as prayed for in Section No. 1.

On motion by Mr. McClure, Seconded by Mr. De Cosmos, Ordered “That the House go into Comtee. on Wednesday next (13th inst.) to devise the best means to bring about the immediate Union of the Colony of Vancouver Island with British Columbia on a permanent basis.”



Dr. Trimble presented a Petition from the Promoters of a certain Enterprise in search of "Fisheries"—praying that they may be awarded the premium of Four Thousand Dollars set aside in that behalf in the Estimates 1865.

On motion of Dr. Ash, seconded by Mr. De Cosmos, Ordered "That a Committee of 5 be appointed with power to call for persons and papers, to enquire into all matters relating to the right and title of the Puget Sound Agricultural Co. to hold Lands in this Colony, and also into the particulars of any claim made by or on behalf of, that Company on the Colonial Trust Fund."

Select Committee appointed: Messrs. Ash, Cochrane, Tolmie, Powell, Carswell.

Bills read 1o.

"A Bill Entitled An Act for securing Liens to Mechanics and others".

On motion of Mr. Duncan, 2nd Mr. Dennes.

"A Bill Entitled An Act respecting the descent of Real Property 1865" On motion of Mr. De Cosmos, 2nd Mr. McClure.

Bills read 3o. and passed.

Homestead and Exemption from Execution Act, 1865.

Bills of Sales Act, 1861, Amendment Act, 1865.

To increase the Jurisdiction of the Inferior Court of Civil Justice, 1865.

Bills read 2o. and committed.

A Bill Entitled An Act to amend the Law as to Imprisonment for Debt /65.

A Bill Respecting Barristers and Attorneys-at-Law.

On motion of Dr. Powell, Seconded by Mr. De Cosmos, Ordered "That an humble Address be presented to His Excy. The Governor praying that this House may be informed what action has been taken by the Government upon a Resolution respecting Reciprocity in trade between 'Vancouver Island' and the 'United States' passed by this House Decr. 15th 1863, and whether there is any other information in possession of the Government upon this subject, which could be communicated to this House."

The House then adjourned till Wednesday at 1 p. m.

J. S. Helmcken  
Speaker

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**Wednesday, the 13th day of December, 1865**

The House met this day at 1 p m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Carswell, De Cosmos, Dennes, Duncan, Dickson, McClure, Powell, Tolmie, Trimble.

The last minutes having been read and confirmed.

Notices of Motion.

Mr. Dennes—for leave to introduce “A Bill to amend the Bankruptcy Act, 1862” for Friday—15th Inst.

Mr. Duncan for a Select Committee of 5 to be appointed to take into consideration the working of the Bank Note Act /64— & amendments thereto.

Mr. De Cosmos from the Select Committee appointed by the House on the 11th Inst. to investigate a charge against the Honble. Member for Lake of “sitting in this House as an Insolvent Debtor, preferred by the Honble. Member for Esquimalt and Metchosin reported “That the Committee having duly weighed and considered the Evidence in support of the allegation Resolved unanimously that in the Evidence produced before the Committee there is no proof that the Honble. Member for Lake is an Insolvent Debtor.”

Ordered “to lie on the table.”

The Committee on Privileges appointed by the House on 11th Inst. was “Ordered to meet at 11 a. m. tomorrow.”

On motion of Mr. Duncan, 2nded by Mr. De Cosmos, Ordered “that House go into Comtee. on Monday next to take into consideration the subject of Steam Communication with San Francisco.”

On motion of Mr. McClure, seconded by Mr. De Cosmos, Leave granted to bring in “A Bill To provide for the Representation of Comox and Cowichan.”

On motion of Mr. De Cosmos, 2nded by Mr. McClure, Ordered “That the House go into Comtee. on Wednesday next to consider the propriety of authorising the issue of ‘Legal-tender Treasury Notes’ to an amount not exceeding One Hundred Thousand Dollars.”

On motion of Mr. McClure, 2nded by Mr. De Cosmos, Leave granted to bring in “A Bill To amend the Victoria Incorporation Act, 1862.”

On motion of Mr. De Cosmos, 2nded by Mr. Duncan Ordered “That the House go into Committee on Wednesday next “To consider the advisability of opening a Waggon Road from Gold Stream to Sayward’s Saw Mill and to erect bridges and otherwise improve the Road from thence to Nanaimo so that the road between Victoria and Nanaimo may be made practicable for vehicles.’ ”

On motion of Mr. McClure, 2nded by Mr. Dennes, Leave granted to bring in “A Bill To protect Inventors.”

On motion of Mr. De Cosmos, 2nd by Dr. Tolmie Ordered “That an humble Address be presented to H. E. The Governor praying that he will inform this House whether it is his intention to throw open the Cowichan Indian Reserve and other such Reserves elsewhere to settlement in accordance with a Resolution of this House dated 22nd May, 1865.”

A Communication was read from H. E. The Governor “No. 91. dated Victoria 12th Decr. 1865 acknowledging Receipt of An Address of this House (11th Inst.) in re ‘Reciprocity between V. Id. and the U. States’—informing the House that he had urged upon H. M.’s Government the necessity for the extension of the treaty and stating that he was not in possession of any official information on the subject.”

Also, A Communication from H. E. The Governor (No. 92) as follows.

[No. 92]

Vancouver Island  
Government House, Victoria  
12th Decr. 1865

To The Honble The Speaker and Members of the Legislative Assembly  
Gentlemen,

I have the honor to acknowledge the receipt of An Address from the Legislative Assembly praying that I would lay before the House "Copies of all Despatches forwarded to Mr. Cardwell in reference to the Resolution passed by this House in June, 1864, in connexion with the Crown Lands and all Despatches sent to Mr. Cardwell in reference to the Union Resolutions which passed the House in Jany. last."

With the most earnest desire to meet the wishes of the Legislative Assembly and afford the fullest information on these subjects I regret that I am precluded from complying with the conditions of their address without the sanction of H. M.'s Secty. of State for the Colonies previously obtained.

I now upon my own responsibility lay before the House extracts of Despatches transmitted by me on the subject of the Crown Lands of V. Id. relating to the matters treated of in the Despatch of H. M.'s Secty. of State recently laid before the House; but the production of Despatches addressed by me to H. M.'s Secty. of State on the subject of the Union Resolutions either in whole or in part before I had received replies thereto would be a manifest breach of duty and wholly without precedent. The object of the Legislative Assembly in the present instance will be probably attained by my stating that in addressing H. M.'s Secty. of State in March 1865, I expressed my deliberate conviction that the Union of these Colonies would be conducive to the best interests of both, and my earnest desire that it should be consummated.

My subsequent experience having fortified that conviction and sentiment I continue to be firmly of opinion that the Colonies of B. C. & V. Id. should be united and that the Union of them would be an important means of securing their substantial progress and prosperity.

I have the honor to be,  
Gentlemen,  
Your most obedient Servant  
(Sd.) A. E. Kennedy  
Governor.

This Despatch (92) with enclosures Ordered to be printed.

Petition from the Chamber of Commerce<sup>11</sup>—Dr. Powell presented.  
Ordered to lie on the table.

Bills read 2o. & committed.

The Franchise Act, 1865.  
The Partnership Act, 1865.  
The Mechanic's Lien Act, 1865.  
The Intestates Real Property Act, 1865.

Order of the Day—In Comtee. of the whole House A Resolution "That House go into Comtee. to devise the best means to bring about the immediate Union of the Colonies of V. Id. and British Columbia on a permanent basis."

Mr. Dennes in the chair.

<sup>11</sup> The petition requested "the abolition of the cattle permits, the half per cent permits on imports, and a modification of the law of imprisonment for debt." *Colonist*, 15 December 1865.

The Chairman reported that the Committee having had under consideration the above mentioned subject had Ordered him to report the following Resolutions.

1. That this House fully endorses the Union Resolutions passed by this House on January 25th 1865; and would again repeat its conviction that an immediate Union of Vancouver Island and British Columbia is necessary beyond every other measure to impart confidence to the public mind and place both Colonies on a prosperous footing.

2. Resolved that although this House has already shown its willingness to accept whatever constitution H. M.'s Government may be pleased to grant, it would fail in its duty to the people of this Colony as well as to H. M. did it not express its conviction that no constitution would be adapted to the growing wants of these Colonies that did not embrace a Representative Government that would give to the people the right to determine the mode as well as the amount of Taxation and that would make the Official Heads of Departments responsible to the people of the United Colony.

3. Resolved that the above Resolutions be transmitted to H. E. The Governor with the respectful request that they be forwarded as early as possible to Her Majesty's Secretary of State for the Colonies.

Ordered that report be agreed to—Read 1o.

The House also went into Comtee. of the whole upon a Resolution "that the House take into consideration in Comtee. the best means of amalgamating the Legislative Council with the Legislative Assembly of this Colony, on a proper and equitable basis."

Mr. Dennes in the Chair.

The Chairman reported that he had been ordered to report progress and ask leave to sit again.

Ordered "that report be received."

The House then adjourned till Friday at 1 p. m.

J. S. Helmcken  
Speaker.

### Friday, the 15th day of December, 1865

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, Dennes, Duncan, Dickson, Cochrane, De Cosmos, McClure, Powell, Trimble, and Tolmie.

The last minutes having been read and confirmed.

Notices of Motion for Monday (17th Inst.)

Mr. De Cosmos—"For leave to introduce 'A Bill respecting Ferries.'"

" " " "That the Members of this House be supplied with a printed Copy of the Statutes of this Colony—such copy to be bound."

On motion by Dr. Powell, seconded by Mr. De Cosmos Ordered "That Wednesday next be fixed for the House to take into consideration in Committee the subject of Reciprocity with the United States, and to take Steps to include the Colony of Vancouver Island in the Reciprocity Treaty which may now be in anticipation between the British North American Provinces & the United States."

Dr. Dickson, from the Committee on Privilege appointed by the House on the 11th Inst. to investigate a charge of Breach of Privilege preferred by the Honble. Member for Lake against the Honble. Member for Esquimalt and Metchosin, reported—"That the Committee are of opinion that the Honble. Junr. Member for Esquimalt & Metchosin committed a breach of the Privileges of this House in sending a certain Note to the Honble. Member for Lake and that the Committee recommend that the Honble. Member do apologise to this House therefor."

On question put by Mr. Speaker "That the report of the Committee be agreed to" The House divided.

*Ayes: 6:*

Messrs. Carswell  
Dennes  
De Cosmos  
McClure  
Powell  
Trimble

*Noes: 3.*

Messrs. Cochrane  
Dickson  
Tolmie

The report was therefore agreed to.

Dr. Ash then begged to convey to the House his expression of regret if he had infringed any of the rules of the House.

Mr. Duncan obtained leave to amend A Resolution of which he Gave Notice on the 13th Inst. in re "The Bank Note Act" by erasing the word "five" and inserting in lieu the word "three"; then

On motion of Mr. Duncan, seconded by Mr. McClure, Ordered "That a Select Committee of three be appointed to take into consideration the Bank Note Act & the Amendments necessary thereto."

Ordered "that Messrs. Duncan, De Cosmos, Tolmie, be a *Select Committee* in the above matter."

Ordered "That various recent Petitions which have from time to time been presented to this House, be taken into consideration in Comtee. on Monday next (18th Inst.) after the Order of the Day, proper."

On question "that certain Resolutions reported from Comtee. of the whole House on the 13th Inst. in re 'The Union of the Colonies of British Columbia and Vancouver Island' be confirmed."

Mr. Cochrane, seconded by Dr. Powell, moved An Amendment—"That Restn. No. 2—be recommitted."

## For the Amendment

*Ayes:* 4.Messrs. Cochrane  
Tolmie  
Powell  
Ash*Noes:* 7.Messrs. McClure  
De Cosmos  
Duncan  
Dickson  
Trimble  
Dennes  
Carswell

The Restns. were then read 2o. and confirmed.

Order of the Day—In Comtee. of the whole House.

A Bill Entitled An Act to amend the Law as to Imprisonment for debt.

A Bill Entitled An Act to amend the Franchise Act, 1859.

Dr. Powell in the Chair.

The Chairman reported that the Comtee. having had the above Bills under consideration had ordered him to report. In regard to the first—"the Bill complete as amended." In regard to the second "progress, and that the Committee asked leave to sit again."

Ordered that reports be agreed to respectively.

The House then adjourned till Monday (18th Inst.) at 1 p. m.

J. S. Helmcken.  
Speaker.**Monday, the 18th day of December, 1865**

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Ash, Carswell, Cochrane, Dickson, Dennes, De Cosmos, Duncan, McClure, Powell, Tolmie, Dr. Trimble.

The last Minutes having been read and confirmed.

Notice of Motion.

Mr. Dennes That he would ask leave at an early day to introduce "A Bill To protect Creditors against fraudulent Debtors."

On motion of Mr. De Cosmos, seconded by Mr. Dennes, Leave granted to bring in "A Bill Entitled An Act respecting Ferries."

On motion of Mr. De Cosmos, Seconded by Dr. Dickson Ordered "That each Member of this House be supplied with a printed Copy of the Statutes of this Colony—such Copy to be bound."

Read 3o. and passed.

A Bill Entitled An Act to amend the law as to Imprisonment for debt.

Order of the Day.

The order of the day for the House to go into Committee upon "Certain recent Petitions which have from time to time been laid before the House" having been read.

On motion of Dr. Trimble, seconded by Mr. McClure, The order of the Day was discharged.

The House then went into Committee upon the question of Direct Steam Communication with San Francisco.

Mr. Dennes in the Chair.

The Chairman reported that the Committee had ordered him to report the following Resolution.

"That His Excellency The Governor be respectfully requested to enter into negociation with responsible parties either British or Foreign to put on, for six months at least, from the 1st day of January or February next and thereafter twice or thrice per month between Victoria and San Francisco a direct Mail Steamer of suitable power and passenger Accommodation; And that this House pledges itself to vote a Sum not exceeding Fifteen Hundred Dollars (\$1500.00) per trip for the said purpose."

Ordered "that report be agreed to."

The House also went into Committee upon "A Bill To amend the Franchise Act, 1859."

Mr. Dennes in the Chair.

The Chairman reported progress and asked leave to sit again.

Ordered that report be received and leave granted.

A Communication (No. 94) was then read from H. E. The Governor, dated this day, transmitting in compliance with An Address of the Legislative Assembly "Returns of all moneys expended on Roads specifying the Sums expended upon each Road during the present year."

Also a Communication (No. 95)<sup>12</sup> fm. H. Excy. The Governor stating, in reply to An Address of the Legislative Assembly praying to be informed whether it is His Excy.'s intention to throw open the Cowichan and other Indian Reserves to settlement, "that while His Excellency fully appreciates the importance of the subject, he is without power to take any practical measures in reference thereto pending the reconveyance of the public lands of the Colony to the Crown or to the local Legislature."

J. S. Helmcken  
Speaker

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<sup>12</sup> Messages to House, 18 December 1865.

## Wednesday, the 20th day of December, 1865

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Dennes, De Cosmos, Duncan, McClure, Tolmie, Trimble.

The last minutes having been read and confirmed.

### Notices of Motion.

Mr. Duncan to move "that the Govt. Steamer Sir James Douglas be placed at once upon the route between Victoria and Comox and Cowichan &c."

Mr. Duncan to move for "An Address to H. E. The Governor praying for Returns of the number of Tax and Ratepayers in V. Id. &c."

Mr. Duncan to move "that a Committee of 5 be appointed to consider the best means of procuring a Commercial Treaty of Reciprocity, joint Action-in-law, Fiscal Affairs &c. with British Columbia."

The Order of the day—for the 2nd Reading of the Resolutions reported from Comtee. of the whole yesterday in re "Direct Steam Communication with San Francisco" having been read.

Dr. Tolmie, seconded by Dr. Trimble, moved An Amendment "That the Resolutions be recommitted in order to insert a Resolution that the time of contract be prolonged from 6 to 12 months.

Question put "That the Resolutions reported from Committee yesterday do now pass."

*Ayes: 5.*

Messrs. Carswell  
Cochrane  
De Cosmos  
Duncan  
McClure

*Noes: 2.*

Messrs. Trimble  
Tolmie

Ordered "that a Committee of 3 be appointed to wait upon His Excellency the Governor to explain the views of this House on the subject of the preceding Resolutions."

Comtee. appointed: Messrs. McClure, Tolmie, De Cosmos.

The House then went into Comtee. of the whole upon A Resolution "That this House go into Committee to consider the propriety of authorising the issue of legal tender 'Treasury Notes' to an amount not exceeding \$100,000.00."

Dr. Trimble in the Chair.

The Chairman reported that he had been Ordered to report progress and ask leave to sit again.

Ordered that report be received and leave granted.

A Message was then received from H. E. The Governor stating that he would receive the Select Committee of the House, in re Steam Communication with San Francisco if convenient, forthwith.



On motion of Mr. De Cosmos, seconded by Mr. McClure, The House adjourned for half an hour to enable the Comtee. to confer with His Excellency the Governor.

The Committee being returned, and a quorum not being present, the House adjourned till Friday at 1 p. m.<sup>13</sup>

J. S. Helmcken  
Speaker

### Wednesday, the 3rd day of January, 1866

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Carswell, Cochrane, Dennes, Duncan, De Cosmos, Dickson, McClure, Powell, Dr. Trimble.

The last minutes having been read and confirmed.

A Communication (No. 96) was read from H. E. The Governor transmitting Estimates of Revenue and Expenditure for the year, 1866, accompanied by certain Financial Returns.<sup>14</sup>

#### Notices of Motion.

Mr. Duncan—Address for certain Returns—Bank Notes issue of

Mr. Duncan— „ „ „ „ —Of the number of cases adjudicated upon by the Magistrates of Sooke, Nanaimo and Victoria other than whisky cases &c.

Mr. Duncan Address for certain Returns Of the quantity of land surveyed in V. Id.—distinguishing Town from Country.

Mr. Duncan Address for certain Returns of the Expenditure of the various Departments of the Government—Of the Salaries paid to each Department and its employees. Of all moneys received by the Government for Sales of Lands, Taxes, &c. in detail.

Mr. De Cosmos—“That ‘An Administrative Committee’ be elected by this House, to which all matters pertaining to the Estimates shall be referred.”

Mr. Duncan “For leave to introduce ‘A Bill to impose a charge on all imported Packages.’”

On motion of Mr. Dennes, 2nd by Mr. McClure—Leave granted to bring in “A Bill To protect Creditors against fraudulent debtors.”

<sup>13</sup> There are no official minutes for the proceedings of the House on Friday, but the *Colonist*, 23 December 1865, gave the following account:

“The House met at 1:15pm yesterday. At the usual hour of commencing business Messrs. De Cosmos, Duncan and Dennes were the only members present besides the hon. the Speaker. This number not constituting a quorum, it was decided to adjourn the House over the holidays. A communication having been received from His Excellency the Governor containing the Estimates, the documents were read by the Speaker. . . . Messrs. Powell, Cochrane, and Tolmie arrived shortly after, but too late to form a House. After some discussion, January 3rd was fixed upon for resuming the business of the session.”

<sup>14</sup> Messages to House, 20 December 1865. The financial returns accompanying Kennedy's message are printed in the *Colonist*, 23 December 1865.

Mr. De Cosmos presented A Petition from certain Licensed Victuallers of Victoria District praying for a Repeal of that portion of the "Liquor License Act, 1862," which requires them to pay a City License.

Ordered "to lie on the table."

Mr. De Cosmos presented a Petition from the Promoters of the Harewood Railway Co. (Limited) praying for an extension of time of one year beyond the limit provided under the "Harewood Railway Co. Act, 1864."

Ordered to lie on the table.

Mr. De Cosmos gave Notice of Motion for 5th Inst. "That the Standing Orders on Private Bills be suspended in re above."

On motion of Mr. Cochrane, seconded by Dr. Dickson, Ordered "That an humble Address be presented to H. Excy. the Governor praying for a return of all lots sold for Colonial or Municipal Taxes with names of the owners & purchasers."

On motion of Mr. Duncan, seconded by Mr. Dennes—"That an humble Address be presented to H. E. The Governor praying that he will cause a Return to be made to this House of the number of Tax and Rate Payers in Vancouver Island distinguishing Town from Country."

The House divided.

Question put "That the above Return be asked for."

*Ayes:* 3.

Messrs. Dennes  
Duncan  
Trimble

*Noes:* 6.

Messrs. Carswell  
Cochrane  
De Cosmos  
Dickson  
McClure  
Powell

On motion of Mr. Duncan, 2nd by Mr. Dennes Ordered that House go into Comtee. on Friday next to consider the best means of procuring a Commercial Treaty of Reciprocity, Joint Action in Law and Fiscal Affairs &c. between Vancouver Island and British Columbia.

On motion of Mr. McClure, 2nded by Mr. Dennes Read 1o. "A Bill Entitled An Act to enable the Districts of Cowichan and Comox to elect Members to the House of Assembly."

The House then went into Comtee. of the whole upon "A Bill To amend the Franchise Act, 1859."

Also upon "A Bill Entitled An Act respecting Barristers and Attorneys at Law."

Mr. Dennes in the Chair.

The Chairman reported that the Comtee. had ordered him to report In regard to the first—the Bill complete as amended; In regard to the second—the Bill complete without amendment.

Ordered "that reports be agreed to respectively."

Mr. Speaker gave Notice that at next meeting of the House he would move that a Supply be granted for the use of Her Majesty.

The House then adjourned till Friday, 5th Inst.

J. S. Helmcken  
Speaker

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### Friday, the 5th day of January, 1866

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The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair, Messrs. Ash, Carswell, Cochrane, Dennes, Dickson, Duncan, Powell, Dr. Trimble.

The last minutes having been read and confirmed.

Mr. Thomas Cunningham took the Oaths and his seat for the District of Nanaimo.

Dr. Dickson gave Notice of Motion for leave to introduce "A Bill to apply the laws of England to Vancouver Island in so far as they are not repugnant to the Laws now in force in this Colony."

Mr. Cochrane rose to a question of Privilege to correct certain mis-statements made in the Colonist Newspaper in its report of his Speech in the debate upon the Franchise Bill.

On motion of Mr. De Cosmos—leave was granted to Dr. Tolmie, for one month.

On motion of Mr. Duncan, 2nded by Dr. Trimble "That an humble Address be presented to H. E. The Governor praying that he will cause to be laid on the table of this House, Returns of the Bank Notes payable on demand issued and the amount of Metallic Reserve held against such issues by the various Banking Establishments during the year 1865—such Returns to embrace the character of the Notes, also the number of official visits paid to these Establishments."

The House divided.

*Ayes:* 4.

Messrs. Duncan  
Dennes  
Cunningham  
Trimble

*Noes:* 6.

Messrs. De Cosmos  
Dickson  
McClure  
Ash  
Powell  
Cochrane

On motion of Mr. Duncan, 2nded by Mr. Dennes Ordered "That an humble address be presented to H. E. praying that he will cause to be laid on the table of this House Returns of the number of cases adjudicated upon by the Stipendiary Magistrates of Sooke and Nanaimo (other than cases of selling or giving liquor to Indians) with the amount of the expenses of each case to the Government for the year 1865."

On motion of Mr. Duncan, seconded by Dr. Trimble Ordered "That an humble Address be presented to H. E. The Governor praying that he will cause to be laid on the table of this House Returns of the quantity of land surveyed on this Island (V. Id.) distinguishing Country from Town—with dates owners name and by whom surveyed—for the year 1865."

On motion of Mr. Duncan, 2nded by Mr. Dennes, "That an humble Address be presented to H. E. The Governor praying that the following Returns be laid on the table of this House for the year 1865—at as early a date as convenient—A detailed Account of the whole actual expenditure made by the Government and of every Government Department connected therewith—setting forth separately the dates of payment, various articles, their nature, rates and quantities."

A detailed Account of the whole of the Salaries paid to each Department and its employees and the names of the various recipients thereof.

A detailed Account of all moneys (from all sources) received by the Government; and particulars of all moneys received or realised by the sale of Lands sold in default of payment of Instalments and Taxes, distinguishing Town from Country; the amount of Instalments and Taxes due before sale; names of owners; the period of time said lands have been held by said owners before sale; the amount of Instalments and Taxes paid by the said owners on said land before said sale, and whether said owners were communicated with separately by the Government before the said sales of land took place."

The House divided.

*Ayes:* 3.

Messrs. Duncan  
Dennes  
Trimble

*Noes:* 8.

Messrs. Ash  
McClure  
Powell  
Dickson  
Cochrane  
Carswell  
De Cosmos  
Cunningham

On question put by Mr. Speaker "That a Supply be granted for the use of Her Majesty" which was resolved in the affirmative.

Ordered "that a Committee of Supply be the Special Order of the day for Wednesday next (10th Inst.)."

On motion of Mr. De Cosmos, Seconded by Mr. Dennes, Ordered "That the Standing Orders of this House on Private Bills be suspended in re 'A Bill Entitled An Act to enlarge the time limited by the "Harewood Railway Company Act, 1864" for making and completing a Railway from Departure Bay, Nanaimo District, to the Harewood Coal Fields, in Mountain District, Vancouver Island,' and That said Bill be treated as a Public Bill."

Mr. De Cosmos then gave Notice of Motion for leave to introduce the above Bill.

Order of the Day.

Read 3o. and passed "A Bill Entitled An Act respecting Barristers and Attorneys-at-Law."

On question put that "A Bill Entitled An Act to amend the Franchise Act, 1859" be now read 3o. The following Amendments were put respectively.

On Motion of Dr. Dickson, seconded by Mr. Cochrane. "That the Bill be recommitted" which was negatived.

*Ayes:* 4.

Messrs. Dickson  
Cochrane  
Ash  
Powell

*Noes:* 7.

Messrs. Cunningham  
Dennes  
McClure  
Trimble  
De Cosmos  
Carswell  
Duncan

On motion of Dr. Trimble, 2nded by Mr. Dennes, "That Section 3, Clause 1—be recommitted" which was agreed to.

*Ayes:* 6.

Messrs. Trimble  
Dennes  
Carswell  
Powell  
Duncan  
Cochrane

*Noes:* 3.

Messrs. McClure  
De Cosmos  
Cunningham

On motion of Dr. Powell, 2nded by Mr. Cochrane "That Section 4 be re-committed" which was not agreed to.

*Ayes:* 4.

Messrs. Powell  
Cochrane  
Dickson  
Ash

*Noes:* 6.

Messrs. De Cosmos  
Carswell  
McClure  
Dennes  
Trimble  
Duncan

On motion of Dr. Trimble, 2nded by Mr. Dennes "That Section 6 be re-committed on clauses 1 and 5" wh. was agreed to.

*Ayes:* 6.

Messrs. Trimble  
Dennes  
Carswell  
Cochrane  
Duncan  
Powell

*Noes:* 3.

Messrs. McClure  
De Cosmos  
Dickson

On motion of Mr. McClure, 2nded by Mr. De Cosmos "That Section 9 be recommitted" which was agreed to.

Dissentiente Dr. Trimble.

Section 3, Clause 1, Section 6, Clauses 1 and 5, and Section 9 (of the Bill as printed) were recommitted accordingly.

Bill read 2o. and committed.

A Bill Entitled the Representation Extension Act, 1865.

On motion of Mr. De Cosmos, 2nded by Dr. Dickson, Ordered "That a Committee composed of three Members, to be called 'the Finance Committee' be appointed by this House to serve during this Session, and that all matters of enquiry pertaining to the Estimates be referred to such Committee."

Ordered "that Messrs. De Cosmos, Dickson, Duncan, be the Committee."

The House then went into Committee of the whole upon the question of "Reciprocity with the United States of America" (Notice see 6th Decr. /65).

Also "to consider the advisability of authorising the issue of legal-tender-Treasury Notes to an Amount not exceeding One Hundred Thousand Dollars" (Notice—see Dec. 11/65).

Mr. Dennes in the Chair.

The Chairman reported that the Committee having had under consideration the above mentioned subjects had Ordered him to report—

In regard to the first A Resolution "That His Excellency The Governor be respectfully requested to take immediate Steps by addressing H. M.'s Government, and otherwise, to include the Colony of Vancouver Island in any treaty which may be now in negociation or be executed by Great Britain and the United States for reciprocal Commercial intercourse between the United States and the British North American Colonies."

In regard to the second A Resolution "That the Comtee. recommend that A Bill be ordered authorising the issue of Treasury Notes to An Amount not exceeding One Hundred Thousand Dollars."

That no Note be issued for a greater or less sum than Five Dollars.

That such Notes be made legal-tenders passable as money.

That the Treasurer shall pay all Warrants in Gold or Silver, if on the Treasury, or in Treasury Notes issued in accordance with this Act; and such Treasury Notes shall be again received at the Treasury or in any other Department of the Government in payment for Taxes, Fees, or Dues, at their specified values.

The Governor in Council shall appoint three Commissioners of Treasury Notes who shall hold office during pleasure and be sworn in before a Judge of the Supreme Court to the faithful discharge of their duties, any vacancy to be filled by a similar appointment.

The form of Treasury Notes and the mode of issuing them shall be established by the Commissioners with the Assent of the Governor in Council. A Plate shall be obtained from which the notes shall be printed, which shall remain in the custody of the Colonial Secretary and all impressions taken from the said Plate shall be securely kept in the office of the Colonial Secretary or such other safe Place as the Governor may direct, till the Commissioner or any two of them shall require the same at the instance of the Governor in Council.

The Commissioners shall from time to time deliver to the Treasurer, as many Treasury Notes, signed by them, as may be required, and such Notes shall be immediately signed by the Treasurer.

Ordered that reports to read a first time respectively and agreed to.

The House then adjourned till Monday 8th Inst.

J. S. Helmcken  
Speaker.

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**Monday, the 8th day of January, 1866**

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The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Cunningham, Cochrane, De Cosmos, Dennes, Duncan, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

On motion of Mr. De Cosmos, Seconded by Dr. Powell "A Bill Entitled the Harewood Railway Co.'s Extension Act, 1866" was read 1o.

Notices of Motion for 10th Inst.

Mr. McClure—for leave to introduce "A Bill to provide for Municipal Government in the various Electoral districts of V. Isd. and its Dependencies."

Mr. Dennes—for leave to introduce "A Bill relating to the Law of Divorce."

Order of the Day.

Reciprocity between Vancouver Island and the U. S. of America—Certain Resolutions reported from Committee on the 5th Inst. concerning.

Read 2o. and confirmed.

On question proposed "that certain Resolutions reported from Committee of the whole House on the subject of the Issue of Legal Tender Treasury Notes to the amount of One Hundred Thousand Dollars" be confirmed, On the Amendment of Mr. De Cosmos, 2nded by Mr. McClure Resolved Unanimously that the said Resolutions be referred to Committee of Ways and Means.

In Comtee. of the whole House.

"A Bill Entitled An Act to amend the Law of Partnership" and "A Bill Respecting the descent of Real Property."

Mr. Dennes in the Chair.

The Chairman reported that the Committee had ordered him to report the above Bills complete respectively without Amendment.

Ordered that report be agreed to.

J. S. Helmcken  
Speaker.

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**Wednesday, the 10th day of January, 1866**

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Present: Mr. Speaker and Messrs. Ash, Dennes, Duncan.

At 1:22 p. m. the House was counted out.

J. S. Helmcken  
Speaker.

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## Thursday, the 11th day of January, 1866

The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Cunningham, Dennes, Duncan, Dickson, De Cosmos, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

A Communication (No. 1) dated 9th January 1866 was read fm. H. Excy. the Governor acknowledging receipt of a Resolution of the House upon the subject of "Reciprocity between Vancouver Island and the United States of America" informing the House that H. Excy. would forward the Resolution without delay to H. M.'s Govt.

Also A Communication (No. 2) dated 10th January 1866 from H. Excy. The Governor, transmitting a letter from the "Treasurer of the Royal Hospital" applying for payment of moneys on account of the grant made by the Legislature in aid of that Institution for 1865—which latter *Communication* from H. Excy. with its Enclosure were Ordered to be referred to Committee of Ways and Means.

### Notices of Motion.

Mr. Duncan to move for leave to bring in "A Bill to repeal the Real Estate Tax Amendment Act."

Mr. Duncan to move for leave to bring in "A Bill to repeal the Trades' License Act."

Mr. Duncan to move for leave to bring in "A Bill to repeal the Salaries Tax Act."

Mr. Duncan to move for leave to bring in "A Bill to amend the Liquor License Act in so far as reducing the said License to one half its present amount."

Mr. Duncan to move at next Session of the House "that an Address be presented to H. E. The Governor praying him to cause to be laid on the table of this House all papers connected with the late action of 'H. M. S. Clio.'"

Mr. De Cosmos to move at next Session of this House "that H. Excy. The Governor be respectfully requested to furnish the Finance Committee with any information required respecting the Estimates and Financial Affairs of this Colony."

Leave was granted to Dr. Dickson to amend the Resolution of which he gave Notice on the 5th Inst. by inserting the word "Criminal" before the word "Law."

Bills read 3o. and passed.

"A Bill Respecting the descent of Real Property."

Also "A Bill To amend the Law of Partnership."



The Special Order of the Day having been read, viz.: "That the House do resolve itself into Comtee. to consider of the question 'That a Supply be granted for the use of Her Majesty.'" "

Mr. Speaker left the Chair.

Dr. Powell in the Chair of the Comtee.

Mr. Speaker resumed the Chair.

The Chairman reported that he had been Ordered to report that the Comtee. had resolved *nem. con.* "that A Supply be granted for the use of H. Majesty."

Ordered that report be received—Read 1o.

Bills in Committee.

"A Bill To amend the Franchise Act, 1859" and "A Bill To enable the Districts of Cowichan and Comox to elect Members to the House of Assembly."

Dr. Powell in the chair.

The Chairman reported in regard to the first The Bill complete as amended. In regard to the second Progress and ask leave to sit again.

Ordered that reports be agreed to respectively and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken  
Speaker

### Friday, the 12th day of January, 1866

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, Cunningham, De Cosmos, Dennes, Dickson, Duncan, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

On motion of Mr. Duncan, seconded by Mr. Dennes, Ordered "That an humble address be presented to His Excellency the Governor praying that he will cause to be laid upon the table of this House all papers connected with the late action of 'H. M. S. Clio' at Fort Rupert."

On motion of Mr. De Cosmos, seconded by Mr. McClure Ordered "That an humble address be presented to His Excy. The Governor praying him to instruct the Departments to furnish the Finance Committee with any information required respecting the Estimates and Financial Affairs of this Colony."

Read 2o. and committed.

"A Bill Entitled The Harewood Railway Co.'s Extension Act, 1866."

The Order of the Day—viz. "Committee of Supply" having been read.

Mr. Speaker left the Chair.

Dr. Trimble was called to the Chair of the Comtee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again; also that he (Dr. Trimble) had been elected Chairman of Ways and Means.

Ordered that report be agreed to.

The House then adjourned till Monday at 1 p. m.

J. S. Helmcken  
Speaker.

### Monday, the 15th day of January, 1866

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, Cochrane, Cunningham, De Cosmos, Dickson, Duncan, McClure, Dennes, Powell, Trimble.

The last minutes having been read and confirmed.

Dr. Dickson gave Notice of Motion "That he would at next meeting of the House move that in the absence of a responsible Ministry this House will assert and maintain its right to initiate and alter Money Bills" which Notice was postponed from the 29th Novr. 1865.

Mr. Cochrane gave Notice of Motion for leave to introduce "A Bill for the Registration of Cattle Brands."

On motion of Mr. De Cosmos, 2nded by Dr. Dickson "A Bill Entitled An Act respecting Ferries" was read 1o.

On question proposed and put that "A Bill Entitled An Act to amend the Franchise Act 1859" be now read 3o. The House divided.

*Ayes:* 7.

Messrs. De Cosmos  
McClure  
Carswell  
Dennes  
Cunningham  
Duncan  
Trimble

*Noes:* 4.

Messrs. Ash  
Powell  
Cochrane  
Dickson

The Bill was then read a 3rd time and passed.

Order of the Day—Committee of Supply.

The Chairman of Ways and means in the Chair.

The Chairman reported progress and asked leave to sit again.

Ordered that report be received and leave granted.

The House then adjourned till tomorrow.

J. S. Helmcken  
Speaker.

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## Tuesday, the 16th day of January, 1866

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The House met this day at 3 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Cunningham, Carswell, De Cosmos, Dickson, Dennes, Duncan, McClure.

The last minutes having been read and confirmed.

### Order of the Day.

The House went into Committee of the whole to take into consideration A Resolution (29th Novr.) "That in the absence of a responsible Ministry this House will assert and maintain its right to initiate and alter Money Bills."

Mr. Dennes in Chair of the Committee.

The Chairman reported that he had been ordered to report A Resolution "That this House has an undoubted constitutional right to originate, initiate, and alter Money grants without any recommendation from the Executive of the Colony."

Mr. Cunningham presented a Petition from the Agent of the Vancouver Coal Co. opposing the Petition and Bill of the Harewood Railway Co. (Lim.) to enlarge the time limited under the "Harewood Railway Co. (Lim.) Act, 1864."

Ordered to be referred to Committee of the whole House.

### Bills in Committee.

The Harewood Railway Cos. Extension Act, 1866.

The Representation Extension Act, 1866.

Mr. Dennes in the Chair.

The Chairman reported, In regard to the first The Bill complete without amendment. In regard to the second The Bill complete as amended.

Ordered "that reports be agreed to respectively."

The House then adjourned till tomorrow at 1 p. m.

J. S. Helmcken  
Speaker.

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## Wednesday, the 17th day of January, 1866

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The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, Cunningham, De Cosmos, Dennes, Duncan, Dickson, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

A Communication (No. 3) was read from H. Excy. The Governor acknowledging receipt of An Address of this House (12th Inst.) praying H. Excy. "to instruct the Departments to furnish the Finance Committee with any information

required respecting the Estimates and financial Affairs of this Colony”—stating “that the Colonial Secretary had been instructed to furnish any verbal information that may be required in reference to the Estimates now before the House, and that any further information which may be required will be furnished on application through the usual and recognized Channel.”

Also A Communication (No. 4) from H. E. The Governor acknowledging receipt of An Address of this House (12th Inst.) in re “the late Action of ‘H. M. S. Clio’ and stating ‘that there are not any papers on this subject which His Excellency is enabled to lay before the Legislative Assembly.’”

Ordered “to lie on the table.”

Notices of Motion.

Mr. Cunningham “To move at next meeting of the House that A respectful Address be presented to H. E. The Governor praying that the Chief Justice may hold Quarterly a Session of the Inferior Court of Civil Justice at Nanaimo.”

Mr. Dennes “To move at next meeting of the House for leave to introduce a Bill to prevent unqualified Persons from drawing Conveyances.”

Mr. Duncan “To move at an early date for leave to introduce ‘A Bill to preserve and regulate Rights of Ways and Public Reserves.’”

Bill read 3o. and passed.

A Bill [entitled] The Representation Extension Act 1866.

On question proposed that “‘The Harewood Railway Cos. Act 1864 Extension Act 1866’ be read 3o.” Mr. Cunningham moved An Amendment, 2nd by Dr. Trimble “That the Bill, with the Counter Petition of the ‘Vancouver Coal Co.’ be referred to a Select Committee.”

The House then divided.

For Mr. Cunningham’s Amendment

*Ayes:* 6.

Messrs. Cunningham

Trimble

Dennes

Dickson

Powell

McClure

Against the Amendment

*Noes:* 4.

Messrs. Ash

Carswell

De Cosmos

Duncan

Ordered that the Select Committee consist of 3 Members.

Ordered that Messrs. Cunningham, Dennes, Ash, be the Committee in re the above.

The House then took under consideration and confirmed A Resolution reported from Committee of the whole House yesterday “That this House has an undoubted Constitutional Right to initiate and alter money grants without any recommendation from the Executive of the Colony.”

The House then went into “Committee of Supply.”

The Chairman of Ways and Means in the Chair.

The Chairman reported that the Committee had ordered him to report progress and ask leave to sit again.

Ordered that report be received and leave granted.

The House then adjourned till Friday at 1 p. m.

J. S. Helmcken.  
Speaker

### Friday, the 19th day of January, 1866

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Dennes, De Cosmos, Dickson, Cunningham, Duncan, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

Mr. De Cosmos rose to a question of Privilege, to correct a mis-statement made in the Chronicle Newspaper in its report of a speech made by him in Committee upon the "Harewood Railway Cos. Extension Act, 1866."

Dr. Dickson rose to a question of Privilege, to correct a mis-statement made in the "Colonist" Newspaper in its report of a Speech made by him in the same debate.

#### Notices of Motion.

Dr. Ash "that on an early day he would ask leave to bring in 'A Bill to amend the Franchise Act.'"

Mr. Cunningham "that on an early day he would ask leave to bring in 'A Bill to incorporate Nanaimo.'"

Mr. Cunningham, from the Select Comtee. appointed by the House to take into consideration the Petition of the "Vancouver Coal Co." against the "Harewood Railway Cos. Extension Act, 1866" reported "that the Committee having heard the arguments adduced by the Counsel for the Petitioners against, as well as for the Promoters of the said Bill begged to report in favor of the Bill."

On motion of Mr. Dennes, 2nded by Mr. Duncan Leave granted to bring in "A Bill To prevent unqualified persons from drawing conveyances."

Read 3o. and passed.

The Harewood Railway Cos. Extension Act, 1866.

A Communication (No. 5—18th Jany. 1866) from H. E. The Governor was read transmitting Copy of a Despatch from the Rt. Honble. the Secty. of State for the Colonies (No. 57, 11th Oct. 1865) on the subject of the Postal Establishment of this Colony.

The Order of the day, viz.: "Committee of Supply" having been read.

Mr. Speaker left the Chair.

The Chairman of "Ways and Means" in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the question of Supply begged to report progress and asked leave to sit again.

Ordered "that report be received and leave granted."

The House then adjourned till Monday at 1 p. m.

J. S. Helmcken  
Speaker

### Monday, the 22nd day of January, 1866

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, Cunningham, Cochran, Dennes, De Cosmos, Duncan, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

The order of the Day, viz.: "Committee of Supply" having been read.

Mr. Speaker left the Chair.

Mr. Chairman of Ways and means in Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that he had been ordered to report progress and ask leave to sit again.

Ordered "that report be received and leave granted."

The House then adjourned till Wednesday at 1 p. m.

J. S. Helmcken  
Speaker.

### Wednesday, the 24th day of January, 1866

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Ash, Carswell, Cunningham, Dennes, Dickson, De Cosmos, Duncan, McClure, Powell, Trimble.

The last minutes having been read and confirmed.

A Communication<sup>15</sup> was read from H. E. The Governor on the subject of a Proposal which had been made to H. Excy. for carrying the Mails between this Colony & San Francisco.

On motion of Mr. De Cosmos, 2nded by Dr. Dickson—Ordered “That the House be cleared of Strangers.”

The House then took under consideration H. Excy.s Communication (above) and Resolved “That this House having had under consideration the Verbal Communication of H. E. The Govr. respecting a proposition from Captn. Thorne to place the Steamer ‘Active’ on the Route between San Francisco and New Westminster calling at Victoria on the up and down trip and making three trips in two months @ \$1500 per trip are of opinion that it is inexpedient to subsidize a Steamer on the conditions proposed by Cap. [Charles] Thorne inasmuch as this House is not disposed to grant any subsidy to a Steamer running between San Francisco & New Westminster, viâ Victoria.”

Ordered “That a Deputation consisting of three Members, viz.: The Honble. Speaker, Messrs. De Cosmos, and Trimble, wait upon H. E. The Governor to explain the view of this House on the above subject.”

Mr. De Cosmos presented a Petition from the Mayor and Corporation of the City of Victoria on the subject of “The Church Reserve.”<sup>16</sup>

On motion of Mr. De Cosmos, 2nded by Dr. Dickson “That the Petition be taken into consideration, with other Petitions recently laid before the House, at next Meeting.”

The Committee divided.

<i>Ayes:</i> 4.	<i>Noes:</i> 6.
Messrs. Cunningham	Messrs. Ash
Dickson	Powell
McClure	Duncan
De Cosmos	Dennes
	Carswell
	Trimble

On motion of Mr. Duncan, 2nded by Dr. Powell “That a Select Committee on Petitions be appointed to examine and report upon the present as well as recent Petitions laid upon the table of this House.”

The Committee divided.

<i>Ayes:</i> 6.	<i>Noes:</i> 4.
Messrs. Ash	Messrs. De Cosmos
Carswell	Cunningham
Dennes	McClure
Duncan	Dickson
Powell	
Trimble	

The Resolution was therefore carried and it was Ordered That Messrs. De Cosmos, Duncan, Trimble be the Committee.

<sup>15</sup> The communication to the Speaker, marked private, is dated 23 January 1866, requesting a committee of the House to meet with the Governor before 3 o'clock Wednesday, 24 January. Vancouver Island, House of Assembly, Returns, Messages, etc., to House, PABC (hereafter cited as Returns to House).

<sup>16</sup> The petition is in the *Colonist*, 23 January 1866.

Ordered "That 'an Act respecting Ferries' be printed."

Notices of Motion.

Mr. McClure at next meeting of the House to move that the Standing Orders of the House be suspended at any time during the present Session by a vote of the Majority, without the usual days notice.

Dr. Ash at an early day to move for leave to bring in "A Bill to amend the Representation Act."

Mr. Duncan at next meeting to move An Address to H. E. for copy of the Despatch transmitted to the Colonial Office—in re the Postal System of this Colony.

Order of the Day.

The House then went into "Comtee. of Supply."

The Chairman of "Ways and Means" in Chair.

Mr. Speaker resumed the Chair.

On question Ordered to be referred to him from the Comtee. and Ruled "That according to precedent Notice of Motion must be given upon questions involving the introduction of new matter into the Estimates—but that such Notice may be given in Comtee. of 'Ways and Means.'"

Mr. Speaker then left the Chair.

The Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee had ordered him to report progress and ask leave to sit again.

Ord. that report be agreed to.

The House then adjourned till Friday.

J. S. Helmcken  
Speaker

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### Friday, the 26th day of January, 1866

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The House met at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Carswell, Cochrane, Dennes, Duncan, Dickson, McClure, Powell, De Cosmos, Cunningham, Trimble.

The last minutes having been read and confirmed.

A Communication was read from H. E. The Governor (No. 6) transmitting

(1) Returns of persons tried in Victoria for selling or giving Spirits &c. to Indians from 30 Sept. 1864 till 30th Novr. 1865.

(2) Returns relative to other offences for the like period.

(3) A Return of the cost of maintenance of Prisoners. in compliance with An Address from this House, dated 11th Decr. /65.<sup>17</sup>

Ordered "that the above Returns be printed."

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<sup>17</sup> Returns to House, 25 January 1866.



On motion of Mr. Dennes, 2nd by Mr. De Cosmos—Read 1o. “An Act to prevent unqualified persons from drawing conveyances.”

On motion of Mr. Cunningham, 2nded by Mr. De Cosmos Leave granted to introduce A Bill to incorporate the town of Nanaimo.

On motion of Mr. Duncan, 2nded by Dr. Dickson, Ordered “That an humble Address be presented to H. Excy. the Governor praying him to cause to be laid on the table of this House a copy of the Despatch transmitted to the Colonial Office respecting the Establishment of a Postal System in this Colony.”

On motion of Mr. McClure, 2nded by Dr. Dickson—“That the standing Orders of this House be suspended at any time during the present Session by a Vote of the Majority of the House then present without the usual days Notice.”

Mr. Cochrane, 2nded by Dr. Powell, moved An Amendment “to leave out after the word ‘that’ to the end of the sentence in order to insert the words ‘the Standing Orders be suspended only upon a Vote of the Majority equal to two thirds of the Members present.’”

Question put “That the words proposed to be left out stand part of the question.”

*Ayes: 7.*

Messrs. McClure  
De Cosmos  
Dickson  
Carswell  
Cunningham  
Trimble  
Dennes

*Noes: 3.*

Messrs. Cochrane  
Duncan  
Powell

On motion of Mr. Cunningham, 2nd by Mr. Cochrane A Resolution “That a respectful Address be presented to H. Excy. The Governor praying that the Chief Justice may hold quarterly a Session of the Inferior Court of Civil Justice at Nanaimo was ‘Ordered to be referred to Committee of Supply.’”

The House then went into Committee of Supply.

Mr. Speaker left the Chair.

The Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the Chair upon a Resolution sent up from the Committee of Supply.

The Chairman reported a Resolution “That the Committee rise and ask the House to suspend the Rules of this House in order that the Committee and the House may be able to expedite the passage of the Estimates through the House.”

The Rules of the House were then ordered to be suspended.

The House again resolved itself into Committee of Supply.

Mr. Speaker left the Chair

The Chairman of Ways and Means in the Chair.

Mr. Speaker resumed the chair.

The chairman reported that the Committee having had under consideration the question of Supply had voted therein a Sum for the use of Her Majesty; the Chairman also reported a Resolution that a humble Address be presented to His Excellency the Governor praying that the Chief Justice may hold quarterly a Session of the Inferior Court of Civil Justice of Vancouver Island, at Nanaimo.

The Standing Orders having been suspended—it was Ordered “that the reports be received respectively.”

Dr. Dickson then moved that the Estimate affecting the Offices of Harbor master, Post-master, and Treasurer be recommitted.

Agreed to.

On question moved by Dr. Trimble, seconded by Mr. Dennes, “That the Estimate affecting the office of Stipendiary Magistrate of Victoria be recommitted,” The Committee divided.

*Ayes: 3.*

Messrs. Trimble  
Dennes  
Carswell

*Noes: 4.*

Messrs. McClure  
De Cosmos  
Cunningham  
Dickson

The motion was therefore lost.

Mr. McClure moved that the Estimate for “the Female Teacher Victoria School” be recommitted.

Agreed to.

Mr. McClure moved that the Estimate “for Repairs and additions to Buildings” be recommitted.

Agreed to.

Mr. Cunningham moved that the Estimate “for Rent of School Houses” be recommitted.

Agreed to.

Dr. Dickson moved that the Estimate for “Contribution to Victoria Hospital” be recommitted.

Agreed to.

Mr. McClure moved that the Estimate for “Clothing for Constables” be recommitted.

Agreed to.

Mr. Cunningham moved that the Estimate for “Travelling Expenses of Officers, Police and others on duty” be recommitted.

Agreed to.

Dr. Dickson moved that the Estimate for “conveyance of Mails between Victoria and British Columbia” be recommitted.

Agreed to.

Mr. McClure moved that the Estimates for Works & Buildings "Tower at Race Rock Light House for Fog Bell" be recommitted.

Agreed to.

Mr. De Cosmos moved that the Estimate—Contribution to Victoria Fire Department be recommitted.

Agreed to.

Mr. Cunningham moved that the Estimate for "The Private Secretary of the Governor" be recommitted.

Agreed to.

Mr. Cunningham moved that the Estimate for "Expenses connected with Indians" be recommitted.

Agreed to.

On motion of Mr. De Cosmos, seconded by Dr. Dickson, Resolved "That the Standing Orders be suspended and the House adjourn for a Recess of a quarter of an hour."

The House, being again met, resolved itself into "Committee of Supply" upon the recommitted Estimates.

Mr. Speaker left the Chair.

The Chairman of Ways and means in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having had under consideration the question of supply had Resolved that a sum of Two Hundred and two thousand and sixty three dollars & eighty two Cents (\$202,063.82) be granted for the use of Her Majesty.

#### NO. 1. ESTABLISHMENTS DETAILED

	Fixed	Provisional and Temporary	Contingencies	Total
<i>His Excellency the Governor</i>				\$   ¢
Governor—Provided out of Crown Revenue	500.			
Messenger	500.			500.
<i>Legislative Council</i>				
Clerk.	500.			
Fuel, light, and petty expenses			150.	
	500.		150.	650.
<i>Legislative Assembly</i>				
Clerk	1700.			
Resolution "That in addition to his present duties the Clerk of the House of Assembly shall audit the public Accounts of the Colony."				
Messenger	300.			
Fuel, light and petty expenses			250.	
	2000.		250.	2,250.

NO. 1. ESTABLISHMENTS DETAILED—Continued

	Fixed	Provisional and Temporary	Contingencies	Total
<i>Colonial Secretary</i>				
Colonial Secretary—Provided out of Crown Revenue				\$   ¢
Chief Clerk.	1000.			
Petty Expenses			100.	
	1000.		100.	1100.
<i>Treasurer</i>				
Treasurer	1700.			
Assessor				
See Restns. Assistt. or Actg. Surveyor General				
	1700.			1700.
<i>Auditor</i>				
Restn. "That in addition to his present duties the Clerk of the House of Assembly shall audit the public Accounts of the Colony."				
<i>Surveyor General</i>				
Restn. "That the Committee are of opinion that it is inexpedient to fill up the Office of Surveyor General at present."				
Assistant or Acting Surveyor General Assessor and Superintendent of Roads	1700.			
Restn. "That the duties of the Surveyor General shall be performed by the Assistant or Acting Surveyor General who shall also discharge the duties of Assessor and Superintendent of Roads and the salary of said offices shall be \$1700. per annum."				
Restn. "That the Acting Surveyor General shall be Secretary of the Lighthouse Board."				
Clerk	1200.			
Restn. "That the Clerk of the Assistant Surveyor General shall be Clerk of Works and Collector of Taxes and act as Deputy in the absence of the Assistant Surveyor General; that the Clerk of Works shall be Secretary to the Court of Revision and Trade Licenses."				
Master of Tug Steamer	1200.			
Engineer of do. do.	1091.25			
2 Stokers at \$60 per month each	1440.			
3 Crew „ \$45 do. do. do.	1620.			
Petty Expenses			250.	
Restn. "That the Steam Tug 'Sir James Douglas' be employed in carrying Mails Passengers and Freight on the Coast of this Island and its Dependencies under the direction of the Executive during 1866 that the said Steam Tug be insured forthwith."				
	8251.25		250.	8501.25
<i>Harbour Master and Post Master</i>				
Harbour Master and Postmaster Victoria.	1700.			
Restn. "That the Offices of Harbour Master and Postmaster be amalgamated and the Salary therefor be \$1700."				

## NO. 1. ESTABLISHMENTS DETAILED—Continued

	Fixed	Provisional and Temporary	Contingencies	Total
<i>Harbour Master and Post Master—Continued</i>				
Petty Expenses			200.	\$   ¢
Clerk to Postmaster	1455.			
Postmaster Nanaimo	300.			
Restn. "That the Postmaster of Nanaimo be Harbour Master and Collector of Harbour Dues with an additional Salary of \$500."			100.	
Petty Expenses, Mail Bags &c.				
	3455.		300.	3755.
<i>Registrar General of Deeds</i>				
Restn. "That the Registrar of the Supreme Court be also Clerk of Writs and that the duties of such office be discharged by the Registrar General of Titles of Real Estate and that the Salary be \$1700. per annum."				
<i>Light Houses</i>				
Commissioner and Secretary				
Restn. "That the Acting Surveyor General be Secretary of the Light-house Board."				
Light keeper Race Rocks	750.			
3 Assistants \$510 <sup>88</sup> / <sub>100</sub> \$400 \$208 <sup>04</sup> / <sub>100</sub>	1118.92			
Light Keeper Fisgard	750.			
Assistant do. do.	100.			
Medical Officer	60.			
Petty Expenses			200.	
	2778.92		200.	2978.92
<i>Judicial</i>				
Chief Justice	5820.			
Registrar of Supreme Court Clerk of Writs & Registrar General of Titles of Real Estate	1700.			
Restn. "That the Registrar of the Supreme Court be also Clerk of Writs and that the duties of such Officer be discharged by the Registrar General of Titles of Real Estate and that the Salary be \$1700 per annum."				
Clerk.	1000.			
Restn. "That the Clerk be Deputy Registrar General in all matters connected with his Department at a Salary of \$1000. per annum."				
Messenger	600.			
Attorney General		1455.		
Restn. "That no fees be allowed to the Acting Attorney General and that the Salary of the Acting Attorney General be Provisional and Temporary."				
Sheriff and Governor of the Gaol	1000.			
Restn. "That the Sheriff in addition to his present duties be Governor of the Gaol."				
Stipendiary Magistrate & Superintendent of Police	1750.			
Restn. "That the Stipendiary Magistrate of Victoria be transferred by Act to the Municipality of Victoria with a Salary at \$1750. per				

NO. 1. ESTABLISHMENTS DETAILED—Continued

	Fixed	Provisional and Temporary	Contingencies	Total
<i>Judicial—Continued</i>				
annum payable out of the Civic Revenue Provided always that it shall be competent for the City Authorities to determine whether such Stipendiary Magistrate shall be continued or not and Provided also that the office as it at present stands subject to the salary of \$1750. per annum shall be retained until a new 'Incorporation Bill' shall have been passed."				\$   ¢
Restn. "That the Stipendiary Magistrate be Superintendent of Police subject to the Resolution of the House as regards the Stipendiary Magistrate."				
Clerk to do. do.	1000.			
Restn. "That the Clerk be retained subject to the same Restn. as the Stipendiary Magistrate for Victoria."				
Petty Expenses			300.	
	12870.	1455.	300.	14625.
<i>Police</i>				
Superintendent				
Restn. "That the Stipendiary Magistrate be Superintendent of Police subject to the Resolutions of the House as regards the Stipendiary Magistrate Victoria."				
Inspector	1200.			
Restn. "That the Police Department of Victoria be placed under the control of the Corporation of Victoria; that the Salaries of such Department be paid out of the City Revenue and that until such transfer shall have been made the following shall constitute the number of paid Police payable out of the General Revenue with their grades and Salaries."				
1 Sergeant at \$75. per month	900.			
5 Constables at \$2. per diem each	3650.			
	5750.			5750.
<i>Gaols</i>				
Gaoler	1000.			
Superintendent of Convicts	800.			
Medical Officer and Attendance	500.			
3 Warders at \$1.75 <sup>100</sup> per diem each	1916.25			
3 Warders at \$1.50 <sup>100</sup> " " "	1642.50			
Cook at \$1.50 <sup>100</sup> per diem	547.50			
Petty Expenses			200.	
	6406.25		200.	6606.25
<i>Education</i>				
Superintendent.	1500.			
Teacher of Victoria School	1200.			
Asst. Teacher do. do.	1000.			
Restn. "That the Salary of the Assistant Teacher of Victoria School be \$1000."				

## NO. 1. ESTABLISHMENTS DETAILED—Continued

	Fixed	Provisional and Temporary	Contingen- cies	Total
<i>Education—Continued</i>				
Female Teacher Victoria School	1000.			\$   ¢
Restn. "That the Salary of the Female Teacher of Victoria School be \$1000."				
Teacher of Victoria District School	1200.			
"  "  Craigflower School	1000.			
"  "  Nanaimo           "	1000.			
Female Teacher do           "	600.			
Teacher Esquimalt       "	500.			
"  Cedar Hill           "	750.			
Restn. "That the Salary of the Teacher at Cedar Hill be \$750."				
Teacher Lake	500.			
"  Saanich	500.			
"  Cowichan	500.			
"  Salt Spring and Chemainus	500.			
Restn. "That \$500. be voted for a School Teacher at Salt Spring Island and Che- mainus."				
Teacher Sooke	500.			
Restn. "That \$500. be voted for a School Mas- ter at Sooke."				
Teacher Metchosin	500.			
Restn. "That \$500. be voted for a teacher for Metchosin District."				
	12750			12750.
Volunteer Companies				
Drill, Instruction, &c.	1000.			
Petty Expenses, Targets, &c.			250.	
	1000.		250.	1250.

	Salaries		Contingen- cies	Total
	Fixed Estab- lish- ments	Provisional and Temporary		
1. <i>Recapitulation of the foregoing Establishments</i>	\$   ¢	\$   ¢	\$   ¢	\$   ¢
Civil Establishments				
The Governor	500.			500.
Legislative Council	500.		150.	650.
Legislative Assembly	2000.		250.	2250.
Colonial Secretary	1000.		100.	1100.
Treasurer	1700.			1700.
Surveyor General	8251.25		250.	8501.25
Harbour Master and Postmaster	3455.		300.	3755.
Lighthouses	2778.92		200.	2978.92
Judicial Establishment	12870	1455.	300.	14625.
Police       do.	5750			5750.
Gaols       do.	6406.25		200.	6606.25
Education	12750.			12750.
Volunteer Companies	1000.		250.	1250.
Total Establishments	58961.42	1455.	2000.	62416.42

## EXCLUSIVE OF ESTABLISHMENTS

		Total
2. <i>Pensions</i>		\$ c
To David Cameron retired Chief Justice	2425.	
	Total	2425.
4. <i>Colonial Secretary</i>		
Stationery for Public Offices	250.	
Fuel and Light for do. do.	300.	
Printing Acts of Legislature	1000.	
	Total	1550.
3. <i>Legislative Assembly</i>		
Printing	500.	
	Total	500.
5. <i>Assessor</i>		
Restn. "That the Clerk of Works be Secretary to the Court of Revision for Real Estate & Trades Licenses."		
6. <i>Surveyor General</i>		
Fuel and Stores for Steam Tug	3,600.	
Stores for keeping Machinery of Dredger in order	100.	
	Total	3700.
7. <i>Harbour Master</i>		
For repairing and placing Buoys in Victoria and Nanaimo Harbours, Painting— do. do.	400.	
See Restn. "Postmaster Nanaimo."	Total	400.
8. <i>Postmaster</i>		
Postmaster, Harbour Master, and Collector of Harbour Dues, Nanaimo.	500.	
Restn. "That the Postmaster of Nanaimo be Harbour Master and Collector of Harbor Dues with An Additional Salary of \$500."		
Occasional Assistance to expedite delivery of Letters	250.	
	Total	750.
9. <i>Administration of Justice</i>		
Expenses of Witnesses.	150.	
Criminal Punishments.	100.	
Interpreters and other expenses	50.	
Expenses of Inquests (including Coroners Fees)	800.	
	Total	1100.
10. <i>Education</i>		
For School House at Nanaimo	1500.	
„ Repairs and Additions to Buildings	500.	
Books, Petty Expenses &c.	800.	
Rent of School Houses	1080.	
	Total	3880.
11. <i>Charitable Allowances</i>		
Restn. "That a Committee be appointed to take into consideration the desirability of making provision for the Orphan Children of Vancouver Island."		



EXCLUSIVE OF ESTABLISHMENTS—*Continued*

		Total	
		\$	c
12. <i>Hospitals</i>			
Contribution to Victoria Hospital	8000.		
Restn. "That the contribution to Victoria Hospital be increased to \$8000; that the Comtee. are of opinion that \$3000. due to the Royal Hospital should be paid forthwith."			
	Total	8000.	
13. <i>Police</i>			
Clothing for Constables	800.		
Restn. "That it is inexpedient to supply the Police with Clothes in as much as their wages have been increased, and that it is desired to sell the Clothing imported for the Police to the Municipal Government if required."			
Fuel Water and Light	100.		
For occasional necessary employment of special Constables in outlying Districts	500.		
	Total	1400.	
14. <i>Gaols</i>			
Provisions for Prisoners	2700.		
Clothing for Prisoners	900.		
Fuel, Water and Light	600.		
Bedding and Utensils	250.		
Tools and Implements	150.		
Arms and Ammunition	25.		
Repairing Lock up at Nanaimo	100.		
Restn. "That the Sum of \$100. be voted for repairing the Lock up at Nanaimo."			
	Total	4725.	
15. <i>Rent</i>			
Ground Rent Government House	81.90		
Rent of Harbour Masters Office, Victoria	330.		
" " Post Office, Victoria	330.		
Restn. "That steps be taken immediately to remove the Harbour Master and Postmasters office to a safer Building in a more central & commodious situation."			
Rent of Gaol Nanaimo	100.		
	Total	841.90	
16. <i>Transport</i>			
Travelling Expenses of officers, Police, and others on duty	500.		
Conveyance of Prisoners from outlying Districts to Victoria Gaol	150.		
	Total	650.	
17. <i>Conveyance of Mails</i>			
Between Vancouver Island and San Francisco	30,000.		
" Victoria and Saanich	300.		
" " " British Columbia	1000.		
	Total	31,300.	

EXCLUSIVE OF ESTABLISHMENTS—Continued

		Total
18. <i>Works and Buildings</i>		
General Repairs to Buildings	150.	\$ c
Total		150.
19. <i>Roads, Streets and Bridges</i>		
Repairs of existing Roads	1,000.	
James' Bay Bridge, New Piling and Repairs unexpended in 1865	250.	
For making a Road from Cooks to Metchosin	300.	
Restn. "That \$300. be voted for making a Road from Cooks to Metchosin."		
Comox Road through settlement and Bridge at Greens Landing	1500.	
For Construction of A Bridge across Nanaimo Ravine	1000.	
Restn. "That the Sum of \$1000. be voted for the construction of A Bridge across Nanaimo Ravine."		
Waggon Road, 12 feet wide, between Gold Stream and Saywards Saw Mill Shawnigan, thence to Nanaimo	25,000.	
Restn. "That a Waggon Road, 12 feet wide, with the necessary Corduroying and Bridging be constructed as early as possible the present year between Goldstream and Saywards Saw Mill, Shawnigan, and thence to Nanaimo, such line of road to be laid out so as to afford as much accommodation as possible to the intervening Agricultural districts and that \$25,000. be voted for the said purpose: that the expenditure for such Road shall not be raised from taxation levied during the present year but from funds raised by loan or bonds not payable before the expiration of 5 or more years or by issuing Exchequer Bills drawing Interest."		
Completion of Road to Sooke Stream Saw Mill, viâ the head of the Harbour including A Bridge across Sooke River		3000.
Restn. "That the sum of \$3000. be appropriated for the completion of the Road to Sooke Stream Saw Mill, viâ the head of the Harbour which would include A Bridge across the Sooke River and not to be raised out of the general taxes."		
For making Roads in Salt Spring Island.		500.
Restn. "That \$500 be voted for making Roads in Salt Spring Island such Roads to be made in connexion with the Mail Steamer Route, not to be paid out of the General Revenue."		
Saanich Road in Lake District		2500.
Restn. "That \$2,500 be appropriated for the Saanich Road in the Lake District."		
Saanich Road from Macdonalds to Peter Linds		3000.
Restn. "That \$3000. be voted for the Saanich Road from Macdonalds to Peter Linds."		
Improvement of Metchosin Road		3000.
Restn. "That \$3000. be appropriated for the improvement of Metchosin Road."		
Burnside Road		3000.
Restn. "That \$3000. be appropriated for the Burnside Road"		

EXCLUSIVE OF ESTABLISHMENTS—*Continued*

		Total
19. <i>Roads, Streets and Bridges—Continued</i>		\$ c
Construction of a Road from Cedar District to Nanaimo.		1500.
Restn. "That the sum of \$1500. be voted for the construction of a Road from Cedar District to Nanaimo."		
Restn. "That the construction and repairing of all Roads voted for by this Committee shall be paid subject to the same arrangement as that mentioned in the Resolution providing for the construction of a trunk Road to Nanaimo."		
	Total	\$45,550.
20. <i>Lighthouses</i>		
Provisions and fuel	1600.	
Stoves	1000.	
Construction of Boat for Race Rocks	250.	
Restn. "That \$250. be appropriated for the construction of a Boat for the use of the Lightkeeper, Race Rocks."		
	Total	\$2850.
21. <i>Miscellaneous Services</i>		
Revising Lists of Voters	100.	
Sheriff expense of making lists of Voters	125.50	
Contribution to Victoria Fire Department	3,000	
Restn. "That \$1000. due to the Fire Department be paid forthwith."		
Insurance of Government Buildings & Property	1,000	
Contribution to Agricultural Society	500.	
Premium for the erection of a flour mill	1250.	
	Total	5975.50
22. <i>Interest and Sinking Fund</i>		
Interest on Road and Harbour Loan, 1862, £40,000 @ 6 per cent.	11640.	
Interest on temporary Loans	2000.	
Sinking fund on loan	7760.	
	Total	21400.00
23. <i>Drawbacks and Refunds</i>		
Drawbacks	1500.	
Refunds	500.	
	Total	2000.
24. <i>Immigration</i> Nil.		
25. <i>Indians</i>		
Expenses connected with Indians	500.	
	Total	500.

The Chairman also reported A Resolution "that an humble Address be presented to His Excellency the Governor praying that the Chief Justice may hold quarterly a Session of the Inferior Court of Civil Justice at Nanaimo."

Also A Resolution "that the Committee is of opinion that the three thousand (\$3000.) dollars due to the Royal Hospital and the one thousand dollars (\$1000.) due to the Fire Company should be paid forthwith."

The Standing Orders having been suspended it was Ordered that reports be received respectively.

The Standing Orders having been suspended it was Ordered "That the Report of the Committee of Supply be read 1o. and agreed to."

The Standing Orders having been again suspended, it was Ordered "That the Report of the Committee of Supply be read 2o. and confirmed."

Ordered "that Bills be brought in accordingly."

The House then adjourned till Monday.

J. S. Helmcken  
Speaker.

### Monday, the 29th day of January, 1866

The House met this day at 1 p. m. pursuant to adjournment.

Present: Mr. Speaker in the Chair and Messrs. Carswell, Cunningham, De Cosmos, Dennes, Dickson, Duncan, McClure, Trimble.

The last minutes having been read and confirmed.

Ordered "That Messrs. De Cosmos, Dickson, Trimble, be a Committee to draft Bills of Supply."

On motion of Mr. Duncan, 2nded by Dr. Trimble "That leave be granted to introduce 'A Bill To preserve and regulate Rights of Ways and Public Reserves.'"

The House divided.

*Ayes:* 3.

Messrs. Duncan  
Trimble  
Carswell

*Noes:* 5.

Messrs. Cunningham  
De Cosmos  
Dennes  
Dickson  
McClure

The motion was therefore lost.

On motion of Mr. De Cosmos, 2nded by Mr. McClure, Ordered "that a copy of the sums granted & the Resolutions passed in Committee of Supply respecting the amalgamation of offices named or introduced into the Estimates be prepared and transmitted to the Executive."

Ordered "that Friday next be appointed for the House to go into Committee of 'Ways and Means.'"

The House then adjourned till Wednesday.

J. S. Helmcken  
Speaker.