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**Wednesday, the 25th day of January, 1871.**

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The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Trutch, Phillippo, Hamley, Carrall, Helmcken; Messrs. Nathan, Nelson, DeCosmos, Bunster, Skinner, Pemberton, Alston, Humphreys.

The Minutes of the previous Meeting read and confirmed.

Mr. Humphreys spoke to a question of privilege as to reports of his speech in the *British Colonist*.

Mr. Bunster spoke to a question of privilege as to reports of his speech in the *British Colonist*.

Mr. Humphreys gave a notice of motion.

Mr. Alston gave a notice of motion.

Mr. Bunster gave a notice of motion.

Mr. Nelson gave a notice of motion.

Mr. Humphreys gave a notice of motion.

On the Order of the day being read for the motion standing in the name of Mr. DeCosmos, respecting a road in the Victoria District.

Ordered that leave be granted to withdraw the same.

Withdrawn accordingly.

Pursuant to the Order of the day, Mr. DeCosmos moved, Mr. Bunster seconding,—

That His Excellency the Governor be respectfully requested to lay before this Council a Return setting forth the amount of Road Tax levied, collected, and expended in each Road District in Vancouver Island in 1870.

On the question being put it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day,—

Mr. DeCosmos asked the Hon. the Chief Commissioner of Lands and Works, Whether it is the intention of the Government to send Road Parties through the Districts on Vancouver Island this year, as in former years; and whether it is not possible to repair and improve Roads by Contract with equal advantage to the Public. The Hon. Mr. Trutch replied.

Pursuant to the Order of the day, the Hon. Mr. Carrall asked leave to bring in Loan and Investment Amendment Bill.

Ordered that leave be granted and the Bill now read first time.

Read first time accordingly.

Ordered to be read second time on Tuesday next.

Pursuant to the Order of the day, the Hon. Mr. Helmcken asked leave to bring in Legal Professions Bill.

Ordered that leave be granted and the Bill now read first time.

Read first time accordingly.

Ordered to be read second time on the 1st February.

Pursuant to the Order of the day, Mr. Nelson moved, Mr. Nathan seconding,—

That a respectful address be presented to His Excellency, asking that a Return of the amount of Land Pre-empted, Sold, and Leased in the different Districts throughout the Colony for the year 1870, be laid before the Council.

On the question being put it was carried in the affirmative and Resolved accordingly.

On the Order of the day being read for the second reading of the Customs Amendment Bill, Ordered to be postponed till some future day.

Pursuant to the Order of the day, the Council went into Committee on the Kurtz and Lane Mining Company's Bill.

Mr. Speaker left the Chair.

Mr. Pemberton in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with amendments.

Ordered that the Bill be read third time to-morrow.

Then, on the motion of the Hon. Mr. Trutch, the Council adjourned till 1 o'clock to-morrow.

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### Thursday, the 26th day of January, 1871.

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The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Trutch, Phillippo, Hamley, Helmcken; Messrs. Alston, Nathan, Nelson, DeCosmos, Bunster, Skinner, Humphreys, Cornwall.

The Minutes of the previous Meeting read and confirmed.

Mr. Humphreys gave notice of 4 motions.

Mr. Alston gave a notice of motion.

Mr. Nathan gave a notice of motion.

Pursuant to the Order of the day, Mr. DeCosmos moved, Mr. Skinner seconding,—

That, inasmuch as a call has been issued by the Lands and Works Department for payment of all instalments due on Land Pre-empted under Vancouver Island Pre-emption Proclamations, 1861-2, requiring payment to be made by the 31st March next, and inasmuch as that time is inopportune for the Farmers to pay, and calculated in numerous instances to operate as an injury to the Settlers if payment be then enforced, a respectful address be presented to His Excellency the Governor, praying that the time for payment be postponed till some convenient period after next harvest, and that further notice be given of such postponement.

On the question being put it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day, Mr. Bunster moved, Mr. DeCosmos seconding,—

That a respectful address be presented to His Excellency the Governor, asking that a Bill be sent down to this House imposing a poll tax of \$50 per head per annum on all Chinamen engaged in any occupation in the Colony.

Ordered that leave be granted to withdraw the same.

Withdrawn accordingly.

Pursuant to the Order of the day, Mr. Alston asked leave to bring in Mechanics and Literary Institutes Bill.

Ordered that leave be granted and the Bill now read first time.

Read first time accordingly.

Ordered to be read second time on Friday next.

Pursuant to the Order of the day, Mr. Humphreys asked the Attorney General about the practice of County Court Judges refusing to allow plaintiffs to serve a summons.

The Hon. Mr. Phillippo replied.

On the Order of the day being read for the third reading of the Kurtz Lane Co. Bill,

Ordered to be postponed till Tuesday.

Then, on the motion of the Hon. Mr. Helmcken, the Council adjourned till 1 o'clock on Tuesday next.

## Tuesday, the 31st day of January, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present.—The Hon. Messrs. Hankin, Trutch, Phillippo, Hamley, Helmcken, Carrall; Messrs. Nathan, Nelson, DeCosmos, Bunster, Skinner, Pemberton, Humphreys, Alston.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 4.*

A. MUSGRAVE.

The Governor has received the Resolution of the Hon. the Legislative Council, requesting him to send down a Bill to enlarge the number of Representative Members, excluding nominated Members from the Council, so as to enable a new Legislative Body and the form of administration known as Responsible Government to come into operation at the first Session of the Legislature subsequent to the Union of this Colony with the Dominion of Canada.

In compliance with this request the Governor submits for the consideration of the Council a Bill entitled "An Act to amend and alter the Constitution of this Colony."

*Government House,*

*31st January, 1871.*

On the motion of the Hon. the Attorney General, Ordered that the Constitution Bill be now read a first time.

Read first time accordingly.

Ordered to be read second time on Thursday next.

A further Message, read as follows:—

*Message No. 5.*

A. MUSGRAVE.

The Governor has received the Resolution of the Honourable Legislative Council, respecting the propriety of postponing payment of the instalments due on Land pre-empted under Vancouver Island Pre-emption Proclamations, 1861-2, until some convenient period after next harvest.

The Governor regrets that he does not consider himself at liberty to comply with the suggestion of the Council. These payments are due to the Vancouver Island Crown Fund, and it is important that the accounts of this fund should be settled before the proposed Union of this Colony with the Dominion of Canada.

*Government House,  
31st January, 1871.*

The Hon. Mr. Carrall gave a notice of motion.

Mr. DeCosmos gave a notice of motion.

The Hon. Mr. Carrall spoke to a question of privilege as to certain statements in the *British Colonist*.

Pursuant to the Order of the day, Mr. Bunster moved, Mr. DeCosmos seconding,—

That a sum be placed on the Supplementary Estimates, to compensate the Postmaster at Nanaimo for his services.

On the question being put the Council divided.

*Ayes 8, Noes 3.*

So it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day, Mr. Nelson moved, Mr. Humphreys seconding,—

That a respectful address be presented to His Excellency the Governor, praying that an amount be placed upon the Supplementary Estimates for the conveyance of Mails, twice a week, between Victoria and New Westminster, and that His Excellency be pleased to direct that negotiations be at once entered into, either with the parties at present performing the duties, or that the performance of the work be offered to public competition.

On the question being put, it was carried *nem con.* and Resolved accordingly.

Pursuant to the Order of the day, Mr. Humphreys asked the Hon. the Chief Commissioner of Lands and Works, Whether it is the intention of the Government to at once grant leases of land for grazing purposes to the farmers and stock-raisers in the valley of the Fraser, and, also, whether it is not expedient that the Government should send down a Bill to assimilate the grazing law of New South Wales with the pre-emption laws of British Columbia.

The Hon. Mr. Trutch replied.

Pursuant to the Order of the day, Mr. Humphreys asked the Hon. the Colonial Secretary, Whether it is the intention of the Government to recommend or allow pensions or compensation to Subordinate Officers, and if so, whether such compensation or pension will be proportioned to their length of Service.

The Hon. Mr. Hankin replied.

Pursuant to the Order of the day, Mr. Humphreys asked the Hon. the Colonial Secretary, For particulars and information with reference to the alleged undue

punishment of the nine Sailors, of the Ship "Golden Age," who are at present confined in the Gaol at New Westminster.

The Hon. Mr. Hankin replied.

On the Order of the day being read for Mr. Alston to ask leave to bring in Chemists' and Druggists' Bill.

Ordered to be postponed.

Pursuant to the Order of the day, Mr. Nathan moved, the Hon. Mr. Helmcken seconding,—

That the Petition of the Mayor and Council of Victoria be considered.

On the question being put it was carried in the affirmative and Resolved accordingly.

Whereupon Mr. Nathan moved, the Hon. Mr. Helmcken seconding,—

That an humble address be presented to His Excellency the Governor, respectfully requesting that he would be pleased to send down a Bill amending the "Fire Companies' Aid Ordinance, 1869," by levying an annual tax of \$250 for the benefit of the Fire Department, on all Fire Insurance Companies doing business in Victoria.

Mr. Alston moved that \$300 be substituted for \$250.

Amendment put and carried.

On the question as amended being put it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day, Mr. Humphreys asked the Hon. the Chief Commissioner of Lands and Works, Whether the Government is disposed to favour a money assistance to parties who will undertake and guarantee the completion of extensive ditch or canal cuttings for irrigating farm land; also, for information in regard of the claimants and ownership to the surveyed land in the township of Clinton, in the district of Lillooet.

The Hon. Mr. Trutch replied.

A Message from His Excellency the Governor, read as follows—

*Message No. 6.*

A. MUSGRAVE.

The Governor has received the address of the Honourable Legislative Council, requesting that he will transmit to Her Majesty's Principal Secretary of State for the Colonies, to be laid at the foot of the throne, the Address to Her Majesty praying that Her Majesty will be graciously pleased, by and with the consent of Her Most Honourable Privy Council, to admit British Columbia, under the provisions of the 146th Section of the British North America Act, into the Union or Dominion of Canada, on the basis of the terms and conditions offered to this Colony by the Government of the Dominion of Canada.

The Governor will have much gratification in transmitting this Address for the gracious consideration of the Queen. He has already informed the Secretary of State of the decision of the Council by Telegraph, and he with pleasure takes this opportunity to congratulate the Council upon the harmonious and unanimous manner in which this important matter has been treated by them.

*Government House,  
January 31st, 1871.*

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. DeCosmos seconding,—

That a Committee be appointed to consider the expediency of submitting a scheme to dyke and make available for agricultural purposes the delta of the Fraser.

On the question being put it was carried in the affirmative and Resolved accordingly.

The Hon. Mr. Speaker appointed the following gentlemen:—Messrs. DeCosmos, Humphreys, Nelson, Alston, and Skinner.

On the Order of the day being read for the second reading of the Loan and Investment Amendment Bill.

Ordered to be postponed till Tuesday next.

Pursuant to the Order of the day, the Kurtz and Lane Mining Company's Bill was read third time, and it was Resolved that this Bill do pass, and its title be "The Kurtz and Lane Mining Company's Act, 1871."

Then, on the motion of the Hon. Mr. Carrall, the Council adjourned till 1 o'clock on Thursday.

### Thursday, the 2nd day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Trutch, Phillippo, Helmcken, Carrall, Hamley; Messrs. Nathan, Nelson, Bunster, Skinner, Humphreys.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 7.*

A. MUSGRAVE.

Referring to the Message from the Honourable Legislative Council of the 24th ultimo, with a Resolution requesting the Governor to move the Government of the Dominion to consent to the alteration of the British Columbian Tariff in certain particulars by the Legislature of the Colony, during the present Session, the Governor forwards for the information of the Council a copy of a telegram which he transmitted to Lord Lisgar upon this subject, and of the reply which he has this day received.<sup>3</sup>

*Government House,  
2nd February, 1871.*

Ordered that the enclosures be printed.

Mr. Nathan presented the Petition of certain Solicitors.

Ordered to be read. Read aloud by the Clerk.

Ordered to lie on the table.

Mr. Humphreys gave 3 notices of motion.

Mr. Nelson gave a notice of motion.

Mr. Nathan gave 2 notices of motion.

<sup>3</sup> *Ibid.*, p. 52.

Pursuant to the Order of the day, the Constitution Bill was read second time.

Ordered to be committed at once.

Mr. Speaker left the Chair.

Mr. Skinner in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported considerable progress made with the Bill, and asked leave to sit again.

Ordered that leave be granted the first thing on the Order of the day for to-morrow.

On the Order of the day being read for the second reading of the Legal Professions Bill,

Ordered to be postponed till to-morrow.

On the Order of the day being read for the second reading of the Customs Repeal Bill,

Ordered to be postponed.

On the Order of the day being read for a motion standing in the name of the Hon. Mr. Carrall, relative to Road Steamer Bill, motion dropped.

Then, on the motion of the Hon. Mr. Trutch, the Council adjourned till 1 o'clock to-morrow.

### Friday, the 3rd day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Trutch, Phillippo, Hamley, Carrall, Helmcken; Messrs. Nathan, Nelson, DeCosmos, Bunster, Skinner, Pemberton, Alston, Humphreys, Cornwall.

The Minutes of the previous Meeting read and confirmed.

Mr. Humphreys presented the Petition of the inhabitants of Lillooet.

Ordered to be read. Read accordingly.

Ordered to lie on the table.

Mr. Nathan presented the petition of the Mayor and Council of Victoria.

Ordered to be read. Read accordingly.

Ordered to lie on the table.

Mr. Cornwall gave notice of motion.

Pursuant to the Order of the day, the Council went into Committee on the Constitution Bill.

Mr. Speaker left the Chair.

Mr. Alston in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported progress made with the Bill, and asked leave to sit again.

Ordered that leave be granted for Monday.

Mr. Humphreys moved that this Council adjourn.

On the question being put the Council divided.

*Ayes 7, Noes 7.*

Mr. Speaker voted in the negative. Adjournment lost.

Pursuant to the Order of the day, the Mechanics Bill was read second time.

Ordered to be committed Tuesday next.

On the Order of the day being read for the motion for considering the Governor's Message Mo. 5,

Ordered to be deferred till this day week.

Pursuant to the Order of the day, Mr. Humphreys asked the Hon. the Chief Commissioner of Lands and Works, Whether it is the intention of the Government to let, by Contract, the Surveys of the Pre-emption and Grazing Claims purposed to be Surveyed during the present year, and if such letting by Contract would not be cheaper and more expedient than the present slow and expensive system.

The Hon. Mr. Trutch replied.

On the Order of the day being read for a motion standing in the name of Mr. Humphreys,

Ordered to be deferred till next week.

Pursuant to the Order of the day, the Hon. Mr. Helmcken moved the second reading of the Legal Professions Bill.

Whereupon a debate arose, which having terminated, and the question being put, the Council divided.

*Ayes 6, Noes 6.*

Which being a tie vote, the Speaker cast his vote in the negative.

So the question was negatived and the Bill thrown out.

The Hon. Mr. Carrall moved the suspension of the Standing Orders.

Ordered accordingly.

The Hon. Mr. Carrall moved the first reading of the Thomson's Patent Road Steamers Bill. Ordered accordingly.

Bill read first time.

Ordered to be read second time on Wednesday next.

Then, on the motion of the Hon. Mr. Carrall, the Council adjourned till 1 o'clock on Monday.

### Monday, the 6th day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Trutch, Phillippo, Helmcken, Carrall, Hamley; Messrs. Nathan, Nelson, Bunster, Skinner, Humphreys, DeCosmos, Cornwall, Alston, Pemberton.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 8.*

A. MUSGRAVE.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Act to exempt the Lane and Kurtz Cariboo Mining Company from the payment of Duties and Road and Bridge Tolls on certain Machinery Imported, and yet to be Imported by them, for Mining purposes."

*Government House,  
6th February, 1871.*

A further Message, read as follows:—

*Message No. 9.*

A. MUSGRAVE.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Act to appropriate the sum of Three hundred and forty-seven thousand five hundred and thirty-five Dollars and One Cent, out of the General Revenue of the Colony, for the Contingent Service of the year 1871."

*Government House,  
6th February, 1871.*

The Hon. Mr. Helmcken presented the Petition of Philip Cadell.

Ordered to lie on the table.

The Hon. Mr. Helmcken further presented the Petition of certain Inhabitants of Victoria against the Thomson Road Steamer Bill.<sup>4</sup>

Ordered to be read. Read accordingly.

Ordered to be taken up in connection with the said Bill.

Mr. Humphreys gave a notice of motion.

Pursuant to the Order of the day, the Council went into Committee on the Constitution Bill.

Mr. Speaker left the Chair.

Mr. Alston in the Chair of the Committee.

On the Speaker resuming the Chair, the Chairman reported the Bill complete with amendments.

Ordered that the Report be adopted, and the Bill read third time tomorrow.

Pursuant to the Order of the day, Mr. Nelson moved, Mr. Humphreys seconding,—

That whereas the Tolls levied upon certain goods and commodities passing over the Trunk Road of the Mainland portion of British Columbia bear injuriously upon the industrial interests of the Interior; and whereas the public debt incurred by the construction of the said Trunk Road will be assumed by the Dominion Government upon the Union of this Colony with Canada; be it Resolved, That an humble address be presented to His Excellency the Governor, recommending that on and after the Union of this Colony with Canada the Tolls now levied on certain goods and commodities passing over the said Trunk Road of the Mainland portion of British Columbia shall cease and determine.

Ordered that leave be granted to withdraw the motion.

Withdrawn accordingly.

<sup>4</sup> *Ibid.*, p. 53.

Pursuant to the Order of the day, Mr. Cornwall moved, Mr. Nelson seconding,—

That an humble address be presented to His Excellency the Governor, asking for an appropriation of \$250 for the Carriage of Mails between Lytton and Nicola Lake.

On the question being put it was carried in the affirmative and Resolved accordingly.

Then, on the motion of the Hon. Mr. Trutch, the Council adjourned till 1 o'clock to-morrow.

## Tuesday, the 7th day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Trutch, Phillippo, Hamley, Carrall, Helmcken; Messrs. Alston, Nathan, Nelson, DeCosmos, Humphreys, Pemberton.

The Minutes of the previous Meeting read and confirmed.

Mr. Humphreys gave a notice of motion.

The Hon. Mr. Helmcken gave a notice of motion.

On the Order of the day being read for the second reading of the Constitution Bill, Ordered to be re-committed.

The Council went again into Committee.

Mr. Speaker left the Chair.

Mr. Alston in the Chair of the Committee.

Mr. Speaker resumed the Chair, the Chairman reported the Bill to have been slightly amended and to be now complete.

Ordered that the Report be adopted, and the Bill read third time at once.

Bill read third time accordingly.

Resolved, that this Bill do pass, and its title be "The Constitution Act, 1871."

On the Order of the day being read for the second reading of the Loan and Investment Amendment Bill.

Ordered to be postponed till Wednesday week.

Pursuant to the Order of the day, the Council went into Committee on the Mechanics' Institute Bill.

Mr. Speaker left the Chair.

The Hon. Mr. Hamley in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with certain amendments.

Ordered that the Report be adopted and the Bill read third time on Thursday.

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. DeCosmos seconding,—

That a respectful address be presented to His Excellency the Governor, praying for an appropriation of the sum of \$250 for the purpose of conveying the Mails from Clinton to Canoe Creek.

On the question being put it was carried in the affirmative and Resolved accordingly.

Then, on the motion of the Hon. Mr. Phillippo, the Council adjourned till 1 o'clock on Thursday next.

### Thursday, the 9th day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present.—The Hon. Messrs. Hankin, Phillippo, Hamley, Helmcken, Carrall; Messrs. Cornwall, Nathan, Nelson, DeCosmos, Bunster, Skinner, Pemberton, Humphreys, Alston.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 10.*

A. MUSGRAVE.

The Governor forwards herewith a Return of the amount of Land Pre-empted, Sold, and Leased in the different Districts throughout the Colony in 1870, as called for by the Resolution of the Honourable Legislative Council of the 25th January, 1871.<sup>5</sup>

*Government House,  
7th February, 1871.*

Ordered that the Return be printed.

Mr. DeCosmos presented the Petition of Messrs. Harper and Irving.

Ordered to be read. Read accordingly.

Ordered to lie on the table.

On the Order of the day being read for consideration of the Governor's Message No. 5,

Ordered to be postponed.

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. DeCosmos seconding,—

That a respectful address be presented to His Excellency the Governor, praying for a Return of all moneys expended and collected on the Douglas-Alexandria and Yale-Clinton-Cariboo Waggon Roads from the beginning and completion of the said Waggon Roads, together with the amount of indebtedness, and the interest per centum paid and to be paid on said indebtedness appertaining to said Waggon Roads.

Question put and carried.

<sup>5</sup> *Ibid.*, p. 54.

The Council, pursuant to the Order of the day, having taken into consideration the adoption of the Canadian Tariff,

Mr. Nathan moved, Mr. Cornwall seconding,—

That an humble address be presented to His Excellency the Governor, respectfully requesting him to acquaint the Government of the Dominion of Canada, that it is the wish of this Council that the Canadian Tariff and Excise Laws should embrace British Columbia simultaneously with the admission of this Colony into the Dominion, or as soon thereafter as practicable.

The Hon. Mr. Helmcken moved, Mr. DeCosmos seconding,—

That whereas in reply to a Resolution passed by this Council and transmitted to the Government of Canada, a telegraph message was received from the Governor General of Canada, Lord Lisgar, stating that “after acceptance of the Terms of “Union by Canada, Parliament may in its discretion modify the British Columbia “Tariff on the request of British Columbia,” this Council Resolves that His Excellency the Governor will be pleased to communicate to Lord Lisgar the desire of this Council that the Government of Canada will be pleased to lay before the Parliament of Canada the proposition that the Tariff of British Columbia may be altered as follows:—That the duty on spirits be reduced to the Canadian standard, and that the duty upon wheat be reduced to ten cents per bushel, and that upon flour to 75 cents per barrel. That this Council ask this, feeling that it will prevent a great deal of harm to British Columbia, and thus do much good to the Dominion at large.

That His Excellency will be pleased to instruct the Hon. Mr. Trutch to give the Government of Canada the reasons for the foregoing; and that the Hon. Mr. Trutch be empowered to take such steps for the purpose as, upon consultation with the Government of Canada, he may deem necessary.

The amendment having taken place of the original motion, and being put, the Council divided.

*Ayes 7, Noes 4.*

The names, on request, being taken down as follows:—

<i>Ayes.</i>	<i>Noes.</i>
The Hon. Messrs. Helmcken, Phillippo, Messrs. Nelson, Humphreys, DeCosmos, Skinner, Bunster.	The Hon. Mr. Carrall, Messrs. Nathan, Cornwall, Alston.

So it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day, Mr. Nathan moved, Mr. Nelson seconding,—

That an address be presented to His Excellency the Governor, praying that a Return be furnished the Council showing the Exports from British Columbia for the years 1867, 1868, 1869, and 1870, specifying articles, quantities, and values, and Countries to which Exported; also a Return of Bonded Goods shipped to sea-going Ships, or supplied free of Duty to Her Majesty's Navy,

specifying articles, quantities, and values; also a Return of all Goods in Bond on January 31st, 1871, specifying articles, quantities, and values.

Question put and carried.

Pursuant to the Order of the day, the Customs Amendment Bill was read second time.

Ordered to be brought up for committal at some day to be named.

On the Order of the day being read for the second reading of the Thomson Road Steamer Bill, a debate arose, which having terminated,

It was ordered that the Bill be brought up for second reading on Monday next.

Then, on the motion of Mr. Nelson, the Council adjourned till 1 o'clock on Friday next.

### Friday, the 10th day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Hamley, Carrall, Helmcken; Messrs. Nathan, Nelson, DeCosmos, Bunster, Alston, Humphreys.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows.—

*Message No. 11.*

A. MUSGRAVE.

The Governor forwards herewith to the Honourable Legislative Council the Supplementary Estimates for the year 1870.

The amount of Expenditures under these Estimates requiring to be covered by vote is \$45,969.07, which sum includes unpaid arrears of the previous year.

There is no item in this expenditure to which the Governor deems it necessary to call the particular attention of the Council.

Full details are given as to each item, and it will be found that the expenditure consists either of payments made on services for which the yearly vote was slightly under estimated, or for unestimated services (such as the expenses of the Delegates to Canada) which have already been in the knowledge and met with the approval of the Legislature.

*Government House,  
February 10th, 1871.*

Ordered that the Estimates be printed and considered in Committee of Supply on Monday next.

Mr. Nathan gave a notice of motion.

The Hon. Mr. Helmcken gave a notice of motion.

Mr. Humphreys spoke to a question of privilege in reference to reports of his speeches in the *British Colonist*.

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. DeCosmos seconding,—

That a respectful address be presented to His Excellency the Governor, praying that compensation be made to all of the Postmasters in the Colony who now are receiving no recompense.

Question put and carried.

Pursuant to the Order of the day, the Mechanics' Bill was read third time, and it was Resolved that this Bill do pass, and its title be "The Literary Societies' Act, 1871."

Pursuant to the Order of the day, the Hon. Mr. Helmcken moved, Mr. Nathan seconding,—

That whereas by the 11th Section of the proposed Terms of Union of this Colony with the Dominion of Canada it is provided that a Railway shall be constructed from the Pacific towards the Rocky Mountains, and from the Canadian system of Railways towards the seaboard of British Columbia; and whereas the locality upon the Pacific where such Railway shall have the starting point or principal station has been left an open question, and remains yet to be fixed upon after exhaustive surveys shall have been made; and whereas the Seat of Government of this Colony is at Victoria, the largest, most populous, and chief commercial City of British Columbia, contiguous to which is the Harbour of Esquimalt, the Station and Dock Yard of Her Majesty's Naval Forces on the North Pacific; and whereas it would materially conduce to the business and success of the Railway and the welfare of the Dominion at large, and meet the requirements of Her Majesty's Forces, the defence of the Country, and the demands of Commerce, were Esquimalt connected with the Railway.

This Council is of opinion that it is advisable that Victoria and Esquimalt should be connected with the initial point or principal station of such Railway upon the Pacific, either by the Railway being continued thereto, or, should that be found to be impracticable, then in that case that the connection should be maintained by Steamboats, or partly by a Railway and partly by Steamboats, thus making the Railway the means of connecting the most Eastern and most Western portions of the Dominion, and be really and truly a grand national undertaking and highway, uniting all the interests and all the people of and between the Pacific and Atlantic shores into one harmonious whole.

This Council would therefore respectfully urge upon the Government of Canada, the advisability of their making provision to connect Victoria and Esquimalt with the proposed Railway from the Pacific towards the Rocky Mountains, in case neither of those places shall be made the starting point or principal station of such Railway.

The Council respectfully requests the Governor to transmit this Resolution to the Government of the Dominion of Canada.

On the question being put the Council divided.

*Ayes 8, Noes 2.*

The names, on request, being taken down as follows:—

<i>Ayes.</i>	<i>Noes.</i>
<p>The Hon. Messrs. Phillippo, Helmcken, Carrall, Messrs. Alston, Nathan, DeCosmos, Bunster, Skinner.</p>	<p>The Hon. Mr. Hamley, Mr. Nelson.</p>

So it was carried in the affirmative and Resolved accordingly.

Mr. Nathan moved suspension of Standing Orders.

Suspended accordingly.

Mr. Nathan moved a Resolution respecting the Customs Bill of 1870 being repealed by permission of the Dominion Government.

Motion subsequently withdrawn.

Then, on the motion of the Hon. Mr. Helmcken, the Council adjourned till 1 o'clock on Tuesday.

### Tuesday, the 14th day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Hamley, Carrall, Helmcken; Messrs. Nathan, Nelson, DeCosmos, Bunster, Alston, Humphreys, Pemberton, Cornwall, Skinner.

The Minutes of the previous Meeting read and confirmed.

The Hon. Mr. Carrall presented the Petition of Inhabitants of British Columbia in favor of Thomson's Patent Road Steamers.

Ordered to be read.

Read accordingly. Ordered to lie on the table.

Mr. Cornwall presented the Petition of the Inhabitants of Yale against the Road Steamers.

Ordered to lie on the table.

Mr. DeCosmos presented the Petition of the Merchants of Victoria in favor of a general Bill for Traction Engines.

Ordered to be read and to lie on the table.

Mr. DeCosmos presented the Petition of Messrs. Lane, Kurtz, and Harper for permission to run Road Steamers.

Ordered to be read and to lie on the table.

The Hon. Mr. Carrall gave a notice of motion.

Pursuant to the Order of the day, the adjourned debate on the second reading of the Thomson Patent Road Steamer Bill was resumed.

Mr. Bunster moved, in amendment, Mr. Humphreys seconding,—

That an Act be brought in to allow all persons, under certain restrictions, to put Road Steamers on the Yale and Cariboo Road.

Motion withdrawn by leave.

Bill read second time. Ordered to be committed next meeting of Council.

Pursuant to the Order of the day, the Hon. Mr. Helmcken moved, the Hon. Mr. Carrall seconding,—

That, whereas, the Island of San Juan bears important relations to Canada and British Columbia; and, whereas, a Joint Commission has been appointed by Her Majesty's Government, and by the Government of the United States, to settle all existing International difficulties.

Resolved, That an humble address be presented to His Excellency the Governor, respectfully requesting that His Excellency will be pleased to represent to Her Majesty's Government, and also to the Canadian Government, the great importance of the Island of San Juan to the Dominion of Canada, as well as the undoubted claims of the Crown to the same, and the desirability of settling the Boundaries of the possessions of the United States North of British Columbia; and that the question of Fisheries in the Pacific be considered at the same time.

On the question as amended being put it was carried unanimously and Resolved accordingly.

A Message from His Excellency the Governor, read as follows:—

*Message No. 12.*

A. MUSGRAVE.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Act to amend and alter the Constitution of this Colony."

*Government House,  
February 13th, 1871.*

A further Message, read as follows:—

*Message No. 13.*

A. MUSGRAVE.

Referring to the Resolution of the Honourable Legislative Council, of the 23rd instant, respecting the exemption from Road Tolls of Flour made from wheat grown in the Colony, the Governor submits for the consideration of the Council a Bill entitled "An Act to amend 'The Tolls exemption Ordinance, 1865.'"

*Government House,  
14th February, 1871.*

On the motion of Mr. Humphreys,—

Ordered that the Tolls Exemption Ordinance be now read first time.

Read first time accordingly.

Ordered to be read first time at next meeting of Council.

A further Message read as follows,—

*Message No. 14.*

A. MUSGRAVE.

The Governor submits, for the consideration of the Honourable Legislative Council, a Bill entitled "An Act relating to proceedings under the Tax Sale Repeal Ordinance."

*Government House,  
14th February, 1871.*

On the motion of the Hon. the Attorney General,—

Ordered that the Tax Sale Commission Bill be now read first time.

Read first time accordingly.

Ordered to be read second time next meeting of Council.

Pursuant to the Order of the day, the Council went into Committee of Supply.

Mr. Speaker left the Chair.

Mr. Pemberton in the Chair of the Committee.

On the Speaker resuming the Chair, the Chairman reported that the Committee had considered the Supplementary Estimates and handed in the following Resolution for the adoption of the Council:—

Resolved, That the following Supplementary Supplies be voted for the service of the year 1870:—

Revenue Services .....	\$ 570 00
Administration of Justice .....	1,650 00
Charitable Allowances .....	560 00
Police and Gaols .....	4,853 00
Transport .....	4,398 00
Works and Buildings .....	7,278 00
Roads, Streets, and Bridges .....	4,000 00
Miscellaneous Services .....	17,440 00
Government Vessels .....	1,750 00
Light Houses .....	551 00
Deposits .....	1,919 07
Savings Banks Account .....	1000 00

On the question being put it was carried in the affirmative and Resolved accordingly.

Mr. Nathan moved the suspension of the Standing Orders.

Ordered to be suspended.

Mr. Nathan moved the second reading of the Customs Repeal Bill.

Ordered to be read second time.

Read second time accordingly.

Ordered to be committed at once.

Mr. Speaker left the Chair.

Mr. Pemberton in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with amendments.

Ordered that the Report be adopted and the Bill be now read third time.

Bill read third time accordingly.

Resolved, that this Bill do pass, and its title be "The Customs Repeal Act, 1871."

Mr. Nathan again moved the suspension of the Standing Orders.

Ordered to be suspended.

Mr. Nathan asked leave to bring in Fire Companies' Aid Bill.

Ordered that leave be granted and the Bill now read first time.

Read first time accordingly.

Ordered to be read second time at next meeting of Council.

Then, on the motion of the Hon. the Attorney General, the Council adjourned till 1 o'clock this day week.

## Tuesday, the 21st day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Hamley, Carrall, Helmcken; Messrs. Alston, Nathan, Nelson, DeCosmos, Humphreys, Pemberton, Bunster, Cornwall, Skinner.

The Minutes of the previous Meeting read and confirmed.

Peter O'Reilly, Esq., was then introduced into the Council Chamber, to whom the Speaker administered the oath of allegiance, and having subscribed to the same, the Member took his seat.

A Message from His Excellency the Governor, read as follows:—

*Message No. 15.*

A. MUSGRAVE.

The Governor forwards herewith a Return to an Address of the Honourable Legislative Council of the 25th ultimo, of the amounts levied, collected, and expended on each Road District in Vancouver Island in 1870.<sup>6</sup>

*Government House,  
14th February, 1871.*

Ordered that the Return be printed.

A further Message read as follows,—

*Message No. 16.*

A. MUSGRAVE.

The Governor, in accordance with the request contained in the Resolution of the Legislative Council of the 9th instant, forwards herewith Returns showing the Exports from British Columbia for the years 1867, 1868, 1869, and 1870, specifying articles, quantities, and values, and Countries to which Exported; also a Return of Bonded Goods shipped to sea-going Ships or supplied, free of Duty, to Her Majesty's Navy, specifying articles, quantities, and values; also a Return of all Goods in Bond on January 31st, 1871, specifying articles, quantities, and values.<sup>7</sup>

*Government House,  
21st February, 1871.*

Ordered that the Return be printed.

A further Message read as follows:—

*Message No. 17.*

A. MUSGRAVE.

The Governor forwards herewith, for the consideration of the Honourable Legislative Council, a Bill entitled "An Act granting a Supplemental Supply of

<sup>6</sup> *Ibid.*, p. 54.

<sup>7</sup> *Ibid.*, pp. 55–58.

Forty-five thousand nine hundred and sixty-nine Dollars and Seven Cents, out of the General Revenue of the Colony of British Columbia and its Dependencies, for the contingent service of the year 1870.

*Government House,  
21st February, 1871.*

On the motion of the Hon. the Attorney General, Ordered that the Bill be now read a first time.

Read first time accordingly.

Ordered to be read second time next meeting of Council.

A further Message read as follows;—

*Message No. 18.*

A. MUSGRAVE.

The Governor submits, for the consideration of the Legislative Council, a Bill entitled "An Act to amend the Law as to the qualification of Voters and of Elected Members for the Legislative Council, and to provide for the Registration of Persons entitled to vote at Elections of such Members."

*Government House,  
21st February, 1871.*

On the motion of the Hon. the Attorney General, Ordered that the Bill be now read first time.

Read first time accordingly.

Ordered to be read second time next meeting of Council.

The Hon. Mr. Helmcken gave a notice of motion.

Mr. Humphreys gave 3 notices of motion.

On the Order of the day being read for the second reading of the Loan Investment Bill,

On the motion of the Hon. Mr. Carrall, Ordered that the second reading be postponed.

Pursuant to the Order of the day, Mr. Nathan moved,—

That the Petition of the Mayor and Council of Victoria be considered.

The Council considered the same accordingly.

Mr. Nathan moved, Mr. Alston seconding,—

That a Select Committee be appointed to enquire into the merits of the Petition of the Mayor and Council of Victoria, respecting Education in British Columbia.

On the question being put the Council divided.

*Ayes 6, Noes 8.*

The Names on request, being taken down as follows:—

Messrs: Nathan,	The Hon. Messrs. Helmcken,
Humphreys,	Phillippo,
DeCosmos,	Carrall,
Bunster,	Hamley,
Skinner,	Messrs. Nelson,
Alston.	Cornwall,
	Pemberton,
	O'Reilly.

So it passed in the negative and the Resolution was lost.

On the Order of the day being read for a motion standing in the name of the Hon.

Mr. Carrall, for a grazing Tax,

Ordered to be postponed.

Pursuant to the Order of the day, the Council went into Committee on the Road Steamer Bill.

Mr. Speaker left the Chair.

Mr. Pemberton in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress made with the Bill, and asked leave to sit again.

Ordered that leave be granted for next sitting of Council, and that the report of the Committee be adopted.

Then, on the motion of the Hon. Mr. Carrall, the Council adjourned till 1 o'clock on Thursday.

### Thursday, the 23rd day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Helmcken, Carrall, Hamley; Messrs. O'Reilly, Nathan, Nelson, Bunster, Skinner, Humphreys, DeCosmos, Alston, Pemberton.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 19.*

A. MUSGRAVE.

With reference to a Resolution of the Legislative Council of the 9th instant, calling for a Return of all moneys collected and expended on the Douglas-Alexandria and Yale-Clinton-Cariboo Waggon Roads, the Governor forwards herewith copy of a letter from the Auditor General, pointing out that the time and labour which the preparation of the Return in question would involve, preclude its being effected for two or three months to come.

*Government House,*

*21st February, 1871.*

A further Message read as follows:—

*Message No. 20.*

A. MUSGRAVE.

The Governor submits, for the consideration of the Honourable Legislative Council, that the words "Literary Associations" used throughout the Bill entitled "An Act respecting Literary Associations and Mechanics Institutes" are somewhat indefinite, and recommends as an amendment, that the words "Literary Societies and Mechanics' Institutes" should be substituted.

*Government House,*

*23rd February, 1871.*

The Hon. the Attorney General moved,—

That the Council go into Committee to consider the alteration in question.

Ordered accordingly.

The Council went into Committee.

Mr. Speaker left the Chair.

Mr. Skinner in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the following Resolution for the adoption of the Council:—

That the Governor be acquainted that this Council concurs in the amendments recommended by the Governor to the Mechanics' Institutes Bill.

Question put and carried.

Mr. Humphreys presented the Petition of William Henry Kay.<sup>8</sup>

Ordered to be read. Read accordingly.

Ordered to lie on the table.

Pursuant to the Order of the day, the Supplementary Supply Bill was read second time.

Ordered to be committed at once.

Mr. Speaker left the Chair.

Mr. Skinner in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete without amendments.

Ordered to be read third time at once.

Read third time accordingly.

And it was Resolved, That this Bill do pass, and its title be "An Act granting a Supplementary Supply of \$45,969.07, out of the General Revenue of the Colony of British Columbia and its Dependencies, for the Contingent Service of the year 1870."

Pursuant to the Order of the day, the Registration of Voters Bill was read second time.

Ordered to be committed on Tuesday next.

Pursuant to the Order of the day, the Hon. Mr. Helmcken moved, Mr. Humphreys, seconding,—

That, whereas, the Waggon Road viâ Fraser River is ill adapted to the purpose of driving Cattle from the interior of the Country to the Coast; and, whereas, it is all but certain that lines very suitable for the purpose exist from Lillooet to Howe Sound, and probably Burrard Inlet, and from the Chilcote Plains to the Cardero Channel; and, whereas, it is desirable at the present time, for various purposes, to obtain information of these routes from the Interior to the Coast.

Resolved, That His Excellency the Governor be humbly requested to cause a reconnoissance or exploration of the said lines to be made, and if found suitable, that His Excellency will cause a Cattle trail to be constructed from the Interior to Howe Sound, Burrard Inlet, or such other point as may be found most expedient and suitable; this Council being further of opinion that after this Colony has been united to Canada there will be sufficient means disposable to meet the comparatively small outlay required for the above purpose.

<sup>8</sup> *Ibid.*, pp. 58–59.

On the question being put the Council divided.

*Ayes 8, Noes 3.*

So it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day, Mr. Humphreys asked the Attorney General what Bonds, if any, are given by the Sheriff and Deputy Sheriffs' of British Columbia.

The Hon. Mr. Phillippo replied.

Pursuant to the Order of the day, the Tolls Exemption Bill was read second time.

Ordered to be committed at once.

Mr. Speaker left the Chair.

Mr. Alston in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete without amendments.

Ordered that the Report be adopted, and the Bill read third time at once.

Read third time accordingly.

And it was Resolved, That this Bill do pass and its title be "The Tolls Exemption Ordinance, 1865, Amendment Act."

Pursuant to the Order of the day, the Tax Sale Repeal Bill was read second time.

Ordered to be committed at once.

Mr. Speaker left the Chair.

Mr. Skinner in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with slight amendments.

Ordered that the Report be adopted, and the Bill read third time at once.

Read third time accordingly.

And it was Resolved, That this Bill do pass, and its title be "The Tax Sale Repeal Ordinance, 1867, Amendment Act."

Pursuant to the Order of the day, the Fire Bill was read second time.

Ordered to be committed next meeting of the Council.

Pursuant to the Order of the day, the Council went again into Committee on the Road Steamer Bill.

Mr. Speaker left the Chair.

Mr. Pemberton in the Chair of the Committee.

On the Speaker resuming the Chair, the Chairman reported that he had been instructed to obtain a decision from the Speaker on the following point of order:—If in Committee the Chairman be entitled to an original as well as a casting vote?

The Speaker decided that the Chairman of a Committee of the whole Council was only entitled to a casting vote.

Mr. Speaker again left the Chair.

Mr. Pemberton in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with amendments.

Ordered that the report be adopted and the Bill read third time on Tuesday next.

Then, on the motion of the Hon. the Attorney General, the Council adjourned till 1 o'clock on Tuesday next.

## Tuesday, the 28th day of February, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present.—The Hon. Messrs. Hankin, Phillippo, Hamley, Helmcken, Carrall; Messrs. Cornwall, Nathan, Nelson, DeCosmos, Bunster, Skinner, Pemberton, Humphreys, O'Reilly.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 21.*

A. MUSGRAVE.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Act respecting Literary Societies and Mechanics Institutes."

*Government House,  
24th February, 1871.*

A further Message read as follows:—

*Message No. 22.*

A. MUSGRAVE.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to two Bills entitled respectively "An Act granting a Supplemental Supply of \$45,969.07 out of the General Revenue of the Colony of British Columbia and its Dependencies for the Contingent Service of the year 1870," and "An Act to amend 'The Tolls Exemption Ordinance, 1865.'"

*Government House,  
24th February, 1871.*

A further Message read as follows:—

*Message No. 23.*

A. MUSGRAVE.

The Governor has received for assent a Bill passed by the Legislative Council, entitled "An Act to repeal an Ordinance to create a further Duty of Customs for the Public Service. The Governor is advised that should the Bill in question become Law some doubt might be thrown on the legality of collecting the Customs Duties on Spirits levied under the "Customs Ordinance, 1867," he therefore forwards for the consideration of the Honourable Council a Bill amended to suit the circumstances of the case.

*Government House,  
24th February, 1871.*

On the motion of the Hon. the Attorney General, Ordered that the Bill be now read a first time.

Read first time accordingly.

Ordered to be read second time next meeting of Council.

A further Message, read as follows:—

*Message No. 24.*

A. MUSGRAVE.

The Governor forwards herewith, for the consideration of the Honourable Legislative Council, a copy of a letter he has received from the Mayor and Council of Victoria, praying that the Duties of Customs on certain hose pipe imported from England for the use of the Victoria Fire Department may be remitted.

*Government House,  
February 27th, 1871.*

Mr. Humphreys gave 2 notices of motion.

On the Order of the day being read for the third reading of the Thompson Road Steamer Bill,

Mr. Humphreys moved that the Bill be recommitted, and that the Standing Orders be suspended.

Motion negatived.

Ordered that the Bill be read third time, and it was Resolved that this Bill do pass and its title be "The British Columbia Patent Road Steamers Act, 1871."

Pursuant to the Order of the day, the Council went into Committee on the Registration of Voters Bill.

Mr. Speaker left the Chair.

The Hon. Mr. Hamley in the Chair of the Committee.

On the Speaker resuming the Chair, the Chairman reported certain progress made with the Bill, and asked leave to sit again.

Ordered that the report be adopted, and leave granted for to-morrow.

Then, on the motion of Mr. Humphreys, the Council adjourned till 1 o'clock to-morrow.

### Wednesday, the 1st day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Helmcken, Carrall, Hamley; Messrs. O'Reilly, Nathan, Nelson, Bunster, Skinner, Humphreys, DeCosmos, Pemberton.

The Minutes of the previous Meeting read and confirmed.

Pursuant to the Order of the day, the Customs Amendment Bill was read second time.

Ordered to be committed at once.

Mr. Speaker left the Chair.

Mr. Skinner in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with an amendment.

Ordered that the Report be adopted and the Bill be now read third time.

Bill read third time accordingly.

Resolved, that this Bill do pass, and its title be "The Customs Repeal Act, 1871."

Pursuant to the Order of the day, the Council went into Committee on the Fire Companies' Aid Bill.

Mr. Speaker left the Chair.

Mr. Skinner in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with some slight amendments.

Ordered that the report be adopted, and the Bill read third time to-morrow.

Pursuant to the Order of the day, the Council went again into Committee on the Registration of Voters Bill.

Mr. Speaker left the Chair.

Hon. Mr. Hamley in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported further progress made with the Bill, and asked leave to sit again.

Ordered that the report be adopted, and leave granted for to-morrow.

Then, on the motion of Mr. Skinner, the Council adjourned till 1 o'clock to-morrow.

### Thursday, the 2nd day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Hamley, Helmcken; Messrs. Skinner, Nathan, Nelson, DeCosmos, Bunster, Humphreys, O'Reilly.

The Minutes of the previous Meeting read and confirmed.

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. Bunster seconding,—

That an humble address be presented to His Excellency the Governor, praying that he may be pleased to send down a Bill to allow all Newspapers printed and published in the Colony to be forwarded through the Post Office free.

Motion withdrawn by leave.

A Message from His Excellency the Governor, read as follows:—

*Message No. 25.*

A. MUSGRAVE.

The Governor acquaints the Legislative Council that he has assented on behalf of Her Majesty, to a Bill entitled "An Act relating to proceedings under the 'Tax Sale Repeal Ordinance, 1867.'"

*Government House,  
2nd March, 1871.*

A further Message read as follows,—

*Message No. 26.*

A. MUSGRAVE.

The Governor forwards, for the consideration of the Legislative Council, a Bill entitled "An Act to enlarge the time fixed by the "Road Amendment Ordinance,

1870," for the sitting of the Court of Appeal constituted under the said Ordinance, during the present year.

*Government House,*  
1st March, 1871.

The Hon. the Attorney General moved that the Bill be now read first time.

Ordered accordingly, and Bill read first time.

Ordered that the Standing Orders be suspended to allow the Bill to pass through all its stages in the present sitting.

Bill read second time.

The Council went into Committee on the said Bill.

Mr. Speaker left the Chair.

Mr. Skinner in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete without amendment.

Ordered that the Report be adopted and the Bill read third time.

Bill read third time, and it was Resolved that this Bill do pass and its title be "The Road Appellate Court Extension Act, 1871."

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. DeCosmos seconding,—

That His Excellency the Governor be respectfully acquainted that in the opinion of this Council it is desirable that gentlemen skilled in the knowledge of the Law should hold and exercise the office of County Court Judges as soon as possible after Confederation is consummated with the Dominion of Canada.

On the question being put the Council divided.

*Ayes 5, Noes 4.*

The names, on request, were taken down by the Clerk as follows:—

<i>Ayes.</i>	<i>Noes.</i>
Messrs. Nelson,	The Hon. Messrs. Helmcken,
Nathan,	Phillippo,
DeCosmos	Hamley,
Humphreys,	Mr. Bunster.
Skinner.	

So it was carried in the affirmative and Resolved accordingly.

On the Order of the day being read for the consideration of a Petition from Lillooet,  
Ordered to be postponed.

On the Order of the day being read for the third reading of the Fire Companies' Aid Bill,

Ordered to be recommitted.

Council went into Committee accordingly.

Mr. Speaker left the Chair.

Mr. Skinner in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported an alteration of some words to the Bill.

Ordered that the Report be adopted and the Bill now read third time.

Bill read third time accordingly, and it was Resolved that this Bill do pass and its title be the "Fire Companies' Aid Amendment Act, 1871."

Pursuant to the Order of the day, the Council went into Committee on the Registration of Voters Bill.

Mr. Speaker left the Chair.

Hon. Mr. Hamley in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with amendments.

On the question being put as to the adoption of the Report,

The Hon. Mr. Carrall moved, the Hon. Mr. Helmcken seconding,—

That the Bill be recommitted for the purpose of adding new matter to Clause 1.

A question having arisen as to the nature of the amendments proposed, the Hon. Mr. Carrall handed in the following,—

After the word "Election" in the sixth line add the words "and shall not possess an Estate of Freehold free from all incumbrances, and situate in British Columbia, of the value of Fifteen Hundred Dollars, or Personal Property of the value of Two Thousand Dollars."

The same was decided by Mr. Speaker to be in the nature of new and supplementary matter.

Mr. Humphreys moved the Council do now adjourn.

On the question being put the Council divided.

*Ayes 5, Noes 7.*

So the motion to adjourn was lost.

On the question of the recommittal being put the Council divided.

*Ayes 6, Noes 6.*

Which being a tie vote the Speaker was called upon to give a casting vote, and cast his vote with the Ayes.

So the question was carried, and the Council went into Committee accordingly.

Mr. Speaker left the Chair.

Mr. Hamley in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported progress, and asked leave to sit again.

Ordered that the report be adopted, and leave granted for next meeting of Council.

Then, on the motion of the Hon. Mr. Carrall, the Council adjourned till 1 o'clock on Tuesday next.

### Tuesday, the 7th day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present.—The Hon. Messrs. Hankin, Phillippo, Hamley, Carrall; Messrs. Nathan, Cornwall, DeCosmos, Bunster, Skinner, Pemberton, Humphreys, Nelson, O'Reilly.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 27.*

A. MUSGRAVE.

The Governor forwards herewith, for the consideration of the Honourable Legislative Council, a Bill entitled "An Act to correct an error in the 'Courts Merger Ordinance, 1870.'"

*Government House,  
6th March, 1871.*

The Hon. the Attorney General moved the first reading of the said Bill.

Bill read first time accordingly.

Ordered to be read second time on Thursday next.

A further Message read as follows:—

*Message No. 28.*

A. MUSGRAVE.

The Governor forwards herewith, for the consideration of the Honourable Legislative Council, a Bill entitled "An Act to regulate Elections of Members of the Legislature of this Colony."

*Government House,  
6th March, 1871.*

On the motion of the Hon. the Attorney General, the Bill was read first time.

Ordered to be read second time on Thursday next.

Mr. Humphreys gave 3 notices of motion.

Mr. Alston gave a notice of motion (per Mr. Cornwall.)

Mr. Nathan gave a notice of motion.

Mr. Bunster gave a notice of motion.

On motion of Mr. Nathan, Standing Orders suspended.

Mr. Nathan moved, Mr. DeCosmos seconding,—

That the Governor be respectfully requested to remit the Duties upon the Fire Hose imported for the use of the Victoria Fire Department.

On the question being put it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. Skinner seconding,—

That a respectful address be presented to the Governor, praying that he may be pleased to enquire into the necessity of the Sheriff and Deputy Sheriffs of British Columbia giving indemnity Bonds or Sureties.

Question put and carried.

On the Order of the day being read for a motion standing in Mr. Humphrey's name,

Ordered that the same be postponed.

Pursuant to the Order of the day, the Council went into Committee on the Registration of Voters' Bill.

Mr. Speaker left the Chair.

The Hon. Mr. Hamley in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with amendments.

Ordered that the Report be adopted and the Bill read third time.

Bill read third time, and it was Resolved that this Bill do pass and its title be "The Qualification and Registration of Voters' Act, 1871."

Then, on the motion of the Hon. Mr. Carrall, the Council adjourned till 1 o'clock on Thursday next.

### Thursday, the 9th day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Hamley, Helmcken; Messrs. O'Reilly, Nathan, DeCosmos, Bunster, Humphreys, Alston, Pemberton, Cornwall.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 29.*

A. MUSGRAVE.

The Governor acquaints the Legislative Council that he has assented on behalf of Her Majesty, to Bills entitled respectively—

"The Road Appellate Court Extension Act, 1871,"

"The Fire Companies' Aid Amendment Act, 1871,"

"The Customs Repeal Act, 1871,"

"The British Columbia Patent Road Steamers Act, 1871."

*Government House,  
8th March, 1871.*

On the Order of the day being read for the Deputy Registrar of the Supreme Court Salary Bill,

And the question being put the Council divided.

*Ayes 2, Noes 7.*

So the question was lost, and the second reading negatived.

Pursuant to the Order of the day, the Election Regulation Bill was read second time.

Ordered to be committed later in the day.

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. DeCosmos seconding,—

That a respectful address be presented to the Governor, praying that His Excellency may be pleased to send down a Bill for the prevention of Bulls and Stallions running at large during certain months of the year.

Resolution put and carried.

Pursuant to the Order of the day, Mr. Humphreys, moved, Mr. DeCosmos seconding,—

That the Petition of certain residents of Lillooet be referred to the Executive.<sup>9</sup>

Question was put and carried.

<sup>9</sup> *Ibid.*, p. 60.

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. DeCosmos seconding,—

That the Petition of W. H. Kay be referred to the Executive.

Question put and carried.

Pursuant to the Order of the day, Mr. Alston asked leave to bring in Telegraph Regulation Bill.

Ordered that leave be granted.

The Bill was read first time accordingly.

Ordered to be read second time on Tuesday next.

Pursuant to the Order of the day, Mr. Bunster moved the following Resolution:—

That His Excellency the Governor be respectfully requested to send down a Bill to allow all Road Steamers manufactured in the Colony, to run on all the Roads in British Columbia, without giving Bonds or paying Messrs. Beedy and Barnard any sum for strengthening Bridges.

Mr. Speaker ruled that the same was out of order.

The mover then withdrew all words after "Columbia."

On the question being put, as amended, the Council divided.

*Ayes 4, Noes 4.*

Which being a tie vote, the Speaker cast his vote in the negative and the question was lost.

Pursuant to the Order of the day, the Council went into Committee on the Election Regulation Bill.

Mr. Speaker left the Chair.

Mr. Pemberton in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported considerable progress made, and asked leave to sit again.

Ordered that the Report be adopted and leave granted for to-morrow.

Then, on the motion of Mr. Humphreys, the Council adjourned till 1 o'clock to-morrow.

### Friday, the 10th day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Helmcken, Hamley; Messrs. O'Reilly, Nathan, Nelson, Bunster, Humphreys, DeCosmos, Cornwall, Alston.

The Minutes of the previous Meeting read and confirmed.

The Hon. the Attorney General moved that the Deputy Registrar's Salary Act be now read second time.

Mr. Nathan moved, in amendment, that the Bill be read second time this day six months.

Whereupon the Council divided.

*Ayes 9, Noes 1.*

The names, on request, having been taken down by the Clerk as follows:—

*Ayes.*

*Noes.*

Messrs O'Reilly,  
Nathan,  
Cornwall.

The Hon. Mr. Hamley.

So the amendment was carried.

Messrs. Phillippo, Helmcken, Nelson, Humphreys, DeCosmos, and Bunster not having voted, were counted in the affirmative.

Pursuant to the Order of the day, the Council went into Committee on the Election Regulation Bill.

Mr. Speaker left the Chair.

Mr. Alston in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with amendments.

Ordered that the Report be adopted and the Bill be now read third time.

Bill read third time accordingly, and it was Resolved that this Bill do pass and its title be "An Act to regulate Elections of Members of the Legislature of this Colony."

A Message from His Excellency the Governor, read as follows:—

*Message No. 30.*

A. MUSGRAVE.

The Governor forwards herewith, for the consideration of the Honourable Legislative Council, a Bill entitled "An Act to prevent Bribery, Treating, and Undue Influence at Elections of Members of the Legislature."

*Government House,  
10th March, 1871.*

The Hon. the Attorney General moved that this Bill be now read first time.

Bill read first time accordingly.

Ordered to be read second time on Tuesday next.

Then, on the motion of the Hon. the Attorney General, the Council adjourned till 1 o'clock on Tuesday next.

## Tuesday, the 14th day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Hamley, Helmcken; Messrs. O'Reilly, Alston, Nathan, Nelson, DeCosmos, Humphreys, Pemberton, Bunster, Cornwall.

The Minutes of the previous Meeting read and confirmed.

Mr. DeCosmos gave 2 notices of motion.

Mr. Nathan gave a notice of motion.

Mr. Bunster gave a notice of motion.

On the Order of the day being read for the second reading of the Telegraph Regulation Bill.

Ordered to be postponed till Friday.

Pursuant to the Order of the day, Mr. Nathan moved,—

That His Excellency the Governor be respectfully requested to send copies of correspondence between James Lowe and J. D. Pemberton, late Surveyor General of the Colony of Vancouver Island, and with the Chief Commissioner of Lands and Works of British Columbia, as well as the public notice referred to in Mr. Pemberton's letter; also the after correspondence between Messrs. Drake, Jackson, and Aikman, and the Chief Commissioner of Lands and Works, and the Hon. the Colonial Secretary, in connection with a claim for a Land Warrant.

Motion subsequently withdrawn by leave.

Pursuant to the Order of the day, Mr. Humphreys moved, Mr. DeCosmos seconding,—

That all the votes and names for and against all the amendments to Section 3 in the Registration of Voters Bill be printed for the House.

On the question being put the Council divided.

*Ayes 5, Noes 6.*

The names, on request, were taken down by the Clerk as follows:—

<i>Ayes.</i>	<i>Noes.</i>
Messrs. Nelson,	The Hon. Messrs. Helmcken,
DeCosmos,	Phillippo,
Humphreys,	Hamley,
Bunster.	Messrs. Nathan,
	O'Reilly,
	Pemberton.

Mr. Alston not having voted was counted with the Ayes.

So the motion was lost.

Pursuant to the Order of the day, the Bribery Bill was read second time.

The Council went into Committee of the said Bill.

Mr. Speaker left the Chair.

Mr. Alston in the Chair of the Committee.

On Mr. Speaker resuming the Chair, the Chairman reported the Bill complete with certain amendments.

Ordered that the Report be adopted and the Bill be now read third time.

Bill read third time accordingly, and it was Resolved that this Bill do pass and its title be "An Act to prevent Bribery, Treating, and Undue Influence at Elections of Members of the Legislature."

A Message from His Excellency the Governor, read as follows:—

*Message No. 31.*

A. MUSGRAVE.

The Governor forwards herewith, for the consideration of the Honourable Legislative Council, a Bill entitled "An Act to provide for a permanent Civil List."

*Government House,  
14th March, 1871.*

The Hon. the Attorney General moved that this Bill be now read first time.

Bill read first time accordingly.

Ordered to be read second time on Friday next.

The Hon. the Attorney General introduced the Contested Elections Bill.

Ordered to be read first time at once.

Read first time accordingly.

Ordered to be read second time on Friday next.

Then, on the motion of Mr. Nathan, the Council adjourned till 1 o'clock on Friday next.

### Friday, the 17th day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present,—The Hon. Messrs. Hankin, Phillippo, Hamley, Helmcken, Carrall; Messrs. Alston, Nathan, Nelson, DeCosmos, Humphreys, Pemberton, Bunster, Cornwall, O'Reilly.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 32.*

A. MUSGRAVE.

The Governor acquaints the Legislative Council that he has assented on behalf of Her Majesty, to a Bill entitled "An Act to amend the Law as to the qualification of Electors and of Elective Members for the Legislature, and to provide for the registration of persons entitled to vote at Elections of such Members.

*Government House,  
14th March, 1871.*

A further Message read as follows:—

*Message No. 33.*

A. MUSGRAVE.

The Governor forwards herewith, for the consideration of the Honourable Legislative Council, a Bill entitled "An Act to enable the Governor to grant Charters for Tolls."

*Government House,  
17th March, 1871.*

On the motion of the Hon. the Attorney General, the Bill was read first time.

Ordered to be read second time on Monday next.

Mr. Bunster presented the Petition of Inhabitants of Victoria, relating to Telegraph Regulations.

Petition received and read.

Ordered to lie on the table.

The Hon. Mr. Carrall gave a notice of motion.

Mr. DeCosmos gave a notice of motion.

Mr. Bunster gave a notice of motion.

Mr. Nelson gave a notice of motion.

Mr. Nathan moved the suspension of Standing Orders.

Motion negatived.

Mr. Nathan gave a notice of motion.

Pursuant to the Order of the day, Mr. Nathan moved, Mr. Nelson seconding,—  
That His Excellency the Governor be respectfully requested to abolish Road Tolls on Hides, Ore, and Furs.

Mr. Humphreys moved in amendment, Mr. Bunster seconding,—

That the words "send down a Bill to" be inserted between "to" and "abolish," and the words "Wool, Tallow, and Cattle" be added.

Amendment put and carried.

On the original question as amended being put it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day, Mr. Bunster moved, Mr. DeCosmos seconding,—

That a respectful address be presented to the Governor, praying that His Excellency may be pleased to send down, for the information of the House, copies of all the correspondence that passed between the Government of British Columbia and Her Majesty's Government, relating to the suspension of Thomas Basil Humphreys from the exercise of the duties and office of a Legislative Councillor.

On the question being put the Council divided.

*Ayes* 3, *Noes* 10.

The names, on request, having been taken down by the Clerk as follows:—

<i>Ayes.</i>	<i>Noes.</i>
Messrs. Bunster,	The Hon. Messrs. Hamley,
De Cosmos.	Phillippo,
	Helmcken,
	Carrall,
	Messrs. Alston,
	O'Reilly,
	Nathan,
	Cornwall,
	Nelson,
	Pemberton.

Mr. Humphreys not having voted was counted in the affirmative.

So it passed in the negative and the motion was lost.

Pursuant to the Order of the day, Mr. DeCosmos moved, Mr. Bunster seconding,—

That a respectful address be presented to His Excellency the Governor, praying that provision be made for carrying a weekly mail between Metchosin and Muir's Landing, Sooke Harbour.

Resolution put and carried.

On the Order of the day being read for a motion in the name of Mr. DeCosmos, as to voting by Ballot,

Ordered that the same be postponed.

Pursuant to the Order of the day, the Hon. the Attorney General moved the second reading of the Civil List Bill, Mr. O'Reilly seconding.

Whereupon a debate arose.

Mr. Nathan moved in amendment, Mr. Humphreys seconding,

That the Bill be read second time this day three months.

The debate having terminated and on the amendment being put, the Council divided.

*Ayes 5, Noes 8.*

The names, on request, having been taken down as follows:—

<i>Ayes.</i>	<i>Noes.</i>
Messrs. Nathan,	The Hon. Messrs. Phillippo,
Humphreys,	Hamley,
DeCosmos,	Helmcken,
Bunster.	Carrall,
	Messrs. O'Reilly,
	Cornwall,
	Alston,
	Pemberton.

Mr. Nelson not having voted was counted with the Ayes.

So the amendment was negatived.

On the question of the second reading of the Bill being put the Council again divided.

*Ayes 9, Noes 4.*

The names, on request, being taken down as follows:—

<i>Ayes.</i>	<i>Noes.</i>
The Hon. Messrs. Phillippo,	Messrs. Nathan,
Hamley,	Humphreys,
Helmcken,	DeCosmos,
Carrall,	Bunster.
Messrs. O'Reilly,	
Cornwall,	
Alston,	
Pemberton.	

Mr. Nelson not having voted was counted with the Ayes.

So the question was carried in the affirmative and the Bill was read second time.

Ordered to be committed on Monday next.

Pursuant to the Order of the day, the Controverted Elections Bill was read second time.

Ordered to be committed on Monday next.

Then, on the motion of the Hon. the Attorney General, the Council adjourned till 1 o'clock on Monday next.

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### Monday, the 20th day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present.—The Hon. Messrs. Hankin, Phillippo, Carrall; Messrs. De Cosmos, Nelson, Alston.

The Minutes of the previous Meeting read and confirmed.

Pursuant to the Order of the day, the Loan Investment Bill was read second time.  
Ordered to be committed on Wednesday next.

Pursuant to the Order of the day, Mr. DeCosmos asked leave to bring in Bankruptcy Exemption Bill.

Ordered that leave be granted and the Bill read first time.

The Bill was read first time accordingly.

Ordered to be read second time on Wednesday next.

Then, on the motion of Mr. DeCosmos, the Council adjourned till 1 o'clock to-morrow.

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### Tuesday, the 21st day of March, 1871.

The Council met at 1 o'clock, pursuant to adjournment.

The Hon. Mr. Speaker in the Chair.

Present.—The Hon. Messrs. Hankin, Phillippo, Carrall; Messrs. Nathan, Cornwall, DeCosmos, Bunster, Pemberton, Nelson, Alston.

The Minutes of the previous Meeting read and confirmed.

A Message from His Excellency the Governor, read as follows:—

*Message No. 34.*

A. MUSGRAVE.

The Governor has received the Resolution of the Honourable Legislative Council, requesting that a Bill may be submitted to them for the prevention of Bulls and Stallions running at large during certain months of the year.

While agreeing with the Council in regarding such a measure as desirable, the Governor fears that sudden legislation upon this subject, without notice, might have the effect of causing misapprehension and possible disturbance on the part of the Indian Tribes, who would be affected by the provisions it is intended to establish. The Governor proposes, therefore, as a first step, to warn the Indians, through the Magistrates in the several Districts, of the regulations which are to be in future enforced, and thus prepare the way for the Act, which, under these circumstances, he thinks it would be preferable to postpone until the next Session of the Legislature.

*Government House,*

*20th March, 1871.*

A further Message read as follows:—

*Message No. 35.*

A. MUSGRAVE.

The Governor forwards herewith, for the consideration of the Honourable Legislative Council, a Bill entitled "An Act to repeal certain Acts, Ordinances, and Proclamations."

*Government House,*

*20th March, 1871.*