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**Wednesday, the 29th day of August, 1860**

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Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Gordon, Tolmie, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington brought forward his motion see (order book page [blank]).<sup>32</sup>

Not carried.

The House then went into Committee on Road Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made progress therein & was directed to ask for leave to sit again.

House then adjourned until Thursday 30th August.

J. S. Helmcken  
Speaker.

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**Thursday, the 30th day of August, 1860**

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Present: Mr. Speaker, The Atty. General, and Messrs. Crease, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

The House then went into Committee on "Bill to levy an annual tax of £1 per centum on all Real Estate."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be adopted & leave granted.

The House then adjourned until Friday the 31st inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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<sup>32</sup> *Ibid.*

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**Friday, the 31st day of August, 1860**

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Present: Mr. Speaker, The Atty. General, and Messrs. Crease, Foster, Green, Gordon, Waddington, Southgate.

The former Minutes having been read & confirmed.

Mr. Green to serve on the Election Committee vice Gordon.

Mr. Waddington reported the Bill for prohibiting the sale or gift of intoxicating liquors to the Indians from Select Committee.

House then went into Committee of the whole on "The Road Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration have made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Monday 3rd September at 3 o'clock p. m.

J. S. Helmcken  
Speaker

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**Monday, the 3rd day of September, 1860**

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Present: Mr. Speaker, The Attorney General, Messrs. Coles, Crease, Green, Tolmie, Waddington.

The former Minutes having been read and confirmed.

The House then went into Committee of the whole on "Road Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendment thereto and agreed to the same.

The House then adjourned until Tuesday 4th September at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Tuesday, the 4th day of September, 1860**

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Green, McDonald, Crease, Coles, Gordon, Tolmie, Waddington.

The former Minutes having been read & confirmed.

The House then went into Committee of the whole on Bill to levy an annual tax of £1 per centum on all real Estate.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and then agreed to the same.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

House then again into Committee of the whole on "Bill to impose certain duties in respect of certain trades and occupations."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments & asked for leave to sit again

Ordered that the Report be accepted and leave granted.

House then adjd. until Wednesday 5 Sepr. at 3 ock.

J. S. Helmcken  
Speaker

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**Wednesday, the 5th day of September, 1860**

A quorum not being present the House adjourned until Thursday 6th September at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Thursday, the 6th day of September, 1860**

A quorum not being present the House adjourned until Friday 7th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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### Friday, the 7th day of September, 1860

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Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Waddington, Gordon, Tolmie, McDonald.

The former Minutes having been read & confirmed.

Mr. Cary gave notice of Motion (see order Book page [blank]).<sup>33</sup>

Mr. Crease gave notice of Motion (see order Book page [blank]).<sup>34</sup>

Mr. Green was sworn in to serve on the Election Committee.

3rd Reading of Road Act 1860.

3rd Reading of Bill to levy an annual tax of £1 per centum on all real Estate in the Colony.

House then went into Committee of the whole on The Incorporation Bill.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjourned until Monday 10th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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### Monday, the 10th day of September, 1860

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Present: Mr. Speaker, The Attorney General, and Messrs. McDonald, Tolmie, Coles, Southgate, Crease, Foster, Waddington.

The former Minutes having been read and confirmed.

2nd Reading of Bill for erecting a Beacon light in Victoria Harbour.

The House then went into Committee of the whole, on The Incorporation Bill.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

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<sup>33</sup> Motion book, pp. 22-23: "I will on Monday next introduce a Bill to limit the remedy in certain Civil Actions."

"I will on the same day introduce a Bill to quiet the titles of persons holding real estate in Vancouver Island under certain circumstances."

<sup>34</sup> Motion book, p. 23: "That on Monday the 10th inst. I shall ask for a Committee of the whole House to grant leave for the introduction of a Bill for the improvement and regulation of Nanaimo Harbour."

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

House then adjourned until Tuesday 11th inst. at 9 o'clock p. m.

J. S. Helmcken  
Speaker.

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### Tuesday, the 11th day of September, 1860

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Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, McDonald, Waddington, Southgate.

The former Minutes having been read & confirmed.

Mr. Cary presented a "Bill to declare the limitations of certain causes of action."  
Read 1st time.

Mr. Waddington gave notice of Motion (see order Book page [blank]).<sup>35</sup>

House then went into Committee on Bill to impose certain duties in respect of certain trades and occupations.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

Mr. Cary presented Petition praying for the Incorporation of the Town on a liberal basis.

House then adjourned until Wednesday the 12th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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<sup>35</sup> Motion book, p. 23: "I give notice that I shall move on Monday for an Address to His Excellency requesting him to call attention of the Home Government to the necessity of a small beacon on one of the Trial Islands for the safety of Vessels navigating between Victoria & New Westminster & Victoria and Puget Sound."

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**Wednesday, the 12th day of September, 1860**

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, McDonald, Green, Crease, Gordon, Tolmie, Waddington, Southgate.

The former Minutes having been read & confirmed.

Mr. Waddington would call attention to a breach of Privilege by Mr. Attorney General in having neglected for two sittings to present a Petition to this house, and moved the following Resolution.

That the conduct of Attorney General in retaining the Petition of the Inhabitants of Victoria on a subject then on debate before the House and that in respect to their dearest interests, & purposely keeping the same from the cognizance of the House, thereby obstructing the right of Petition and trampling on the dignity of this Assembly, deserves severe censure.

Seconded by Mr. Coles.

Mr. Speaker ruled the same out of order; but Mr. Attorney General wishing to have an opportunity of exonerating himself from the charges, called for a division.

House divided:

<p style="text-align: center;"><i>Ayes (3):</i></p> <p>Messrs.    Waddington               Foster               Coles</p>	<p style="text-align: center;"><i>Noes (6):</i></p> <p>Messrs.    Gordon               Green               Crease               Southgate               McDonald               Tolmie</p>
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Resolution lost.

The House then went into Committee of the whole on Incorporation Bill.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Thursday 13th inst. at 3 o'clock.

J. S. Helmcken  
Speaker.

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**Thursday, the 13th day of September, 1860**

A quorum not being present the House adjourned until Friday 14th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Friday, the 14th day of September, 1860**

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A quorum not being present the House adjourned until Monday 17th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Monday, the 17th day of September, 1860**

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A quorum not being present the House adjourned until Tuesday 18th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Tuesday, the 18th day of September, 1860**

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Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Tolmie, McDonald, Waddington, Gordon.

The former Minutes having been read and confirmed.

Mr. Cary presented "An Act to confirm certain persons in the fee simple which they now hold."

Read 1st time.

House then went into Committee of the whole on "Act to impose certain duties in respect of certain Trades and occupations."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then adjourned until Wednesday 19th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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### Wednesday, the 19th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

The House went into Committee of the whole on "Bill for erecting & maintaining a Beacon light at the entrance of Victoria Harbour."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto, and agreed to them.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

The House then adjourned until Thursday 20th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

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### Thursday, the 20th day of September, 1860

Present: Mr. Speaker and Messrs. Foster, Coles, Waddington, Green, Gordon, McDonald, Tolmie.

The former Minutes having been read and confirmed.

2nd Reading of Currency Bill (as received from the Hon. the Legislative Council).

Ordered to be referred to a Committee of the whole.

House then went into Committee of the whole on "Registration of Voters Bill."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered That the Report be accepted & leave granted.

House then adjourned until Friday 21st inst. at 3 o'clock p.m.

Speaker

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### Friday, the 21st day of September, 1860

A quorum not being present the House adjourned until Monday 24th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Monday, the 24th day of September, 1860**

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Present: Mr. Speaker and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Gordon gave notice of Motion (see order Book page 31).<sup>36</sup>

Ordered that the "Bill for erecting and maintaining a Beacon light at the entrance of Victoria Harbour" be recommitted to a Committee of the whole.

Carried.

House then went into Committee of the whole on "Registration of Voters Bill."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

Mr. Crease gave notice of Motion.<sup>37</sup>

The House then adjourned until Tuesday 25th inst. at 3 o'clock p.m.

J. S. Helmcken  
Speaker.

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**Tuesday, the 25th day of September, 1860**

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A quorum not being present the House adjourned until Wednesday 26th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

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**Wednesday, the 26th day of September, 1860**

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Present: Mr. Speaker, The Attorney General and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

House went into Committee on Bill for erecting and maintaining a light at the entrance of Victoria Harbour.

Mr. Gordon in the Chair of the Committee.

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<sup>36</sup> Motion book, p. 24: "On Thursday next in 'Committee of the whole' a Bill to empower the Executive to raise the funds necessary to meet the expenditure & to authorise the building [of] a road from Victoria to Esquimalt."

<sup>37</sup> Motion book, p. 24: "For a Committee of the whole to consider the Bill proposed to be introduced for the regulation & improvement of the Harbour of Nanaimo — on 1st Reading."

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made Amendments thereto and agreed to the same.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

House then went into Committee on "Currency Bill" (from Council).

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked leave to sit again.

Ordered that the Report be accepted & leave granted.

The House then adjourned until Thursday 27th inst. at 3 o'clock p. m.

Speaker.

### Thursday, the 27th day of September, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Waddington, Gordon, Tolmie, McDonald.

The former Minutes having been read & confirmed.

House went into Committee of the whole on "Bill to impose certain duties in respect of certain trades and occupations."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and added that some amendments were necessary and requested that the Bill be recommitted.

Re-committed accordingly.

The House then went again into Committee on the Bill.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered that the Report be accepted, to go to 3rd Reading.

The House then went into Committee on "Bill to authorize the raising of a Loan of £10,000."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

The House then adjourned until Friday 28th inst. at 3 o'clock p. m.

J. S. Helmcken

Speaker.

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### Friday, the 28th day of September, 1860

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Present: Mr. Speaker, Mr. Attorney General, and Messrs. Gordon, McDonald  
Waddington, Foster, Coles, Green, Crease.

The former Minutes having been read & confirmed.

Ordered that the Registration of Voters Bill be recommitted.

The Attorney General seconded.

Mr. Green gave notice of Motion to introduce Bill (See order Book page [blank]).<sup>37</sup>

Mr. Gordon asked that the House go into Committee of the whole on "Bill for the  
construction of a Road from Victoria to Esquimalt."

Motion granted.

House then went into Committee "on Light House Bill."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them  
under their consideration had made amendments thereto and then agreed to the  
same.

Ordered that the Report be accepted and Bill to go to 3rd Reading.

House then adjourned until Monday 1st October at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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### Monday, the 1st day of October, 1860

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A quorum not being present the House adjourned until Tuesday 2nd October at  
3 o'clock p. m.

J. S. Helmcken  
Speaker.

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### Tuesday, the 2nd day of October, 1860

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Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease,  
Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

The House went into Committee on Bill to authorize the raising of a loan of  
£10,000 on Harbour dues.

Mr. Waddington in the Chair of the Committee.

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<sup>38</sup> Motion book, p. 24: "I give notice that on Monday the 1st October I will introduce a  
Bill to construct two (2) new Bridges in place of the present Victoria & Esquimalt Bridge."

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Wednesday 3rd inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

### Wednesday, the 3rd day of October, 1860

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Crease, Coles, Green, Tolmie, McDonald, Waddington, Gordon.

The former Minutes having been read & confirmed.

Mr. Waddington presented Petition from [George] E. Nias.

3rd Reading of Light House Bill.

2nd Reading of Bill to declare the limitations of certain causes of action.

Referred to Committee of the whole.

2nd Reading of Bill to confirm certain persons in the fee simple of the real Estate which they now hold.

Mr. Green presented Bill for the improvement of the Harbour of Victoria & the removal of the present Vict. Bridge.

Mr. Waddington seconded.

To go to 2nd Reading.

Mr. Crease asked the House to go into Committee on Bill for maintaining the Harbour of Nanaimo.

Carried.

House then went into Committee on Bill for making a Road from Victoria to Esquimalt.

House resumed.

Chairman reported that the question has been considered and recommended the committal of the Bill pro forma.

Report adopted.

Mr. Foster, Mr. Cary, Mr. Gordon appointed in Committee.

House again went into Committee on question of improving Nanaimo Harbour.

House resumed.

Chairman reported having considered the question and recommended the Committal of the Bill pro forma.

Mr. Crease, Mr. Cary, Mr. Green.

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### Thursday, the 4th day of October, 1860

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Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Gordon, McDonald, Waddington, Tolmie.

The former Minutes having been read & confirmed.

3rd Reading of "Bill for improving certain duties in respect of certain Trades & occupations."

House then went into Committee on Bill for raising a loan of £10,000 on Harbour dues.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their Consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Friday 5th inst. at 3 o'clock p. m.

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### Friday, the 5th day of October, 1860

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A quorum not being present the House adjourned until Monday 8th inst. at 3 o'clock p.m.

J. S. Helmcken  
Speaker

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### Monday, the 8th day of October, 1860

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A quorum not being present the House adjourned until Tuesday 9th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

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### Tuesday, the 9th day of October, 1860

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A quorum not being present the House adjourned until Wednesday 10th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

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### Wednesday, the 10th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Foster, Waddington.

The former Minutes having been read & confirmed.

Read 1st time "The Enclosure Bill."

2nd Reading of "Bill to facilitate the transfer of Real Estate and to provide for the Registration of Titles."

House then went into Committee on "Currency Bill."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to them.

Ordered that the Report be accepted & Bill to go to 3rd Reading.

Mr. Tolmie gave notice of Motion.<sup>39</sup>

Mr. Waddington gave notice of Motion.<sup>40</sup>

House then adjourned until Thursday 11th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

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### Thursday, the 11th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Waddington, McDonald, Crease, Gordon, Tolmie, Green.

The former Minutes having been read & confirmed.

Mr. Speaker read message from the Hon. Council, returning "a Bill to authorise & regulate the sale of Fermented and Spirituous Liquors" passed in Council with a Rider attached to the Third Clause of Section No. 1.

House then went into Committee of the whole on Bill for raising a loan of £10,000 on Harbour Dues.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

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<sup>39</sup> Tolmie's notice of motion does not appear in the motion book. The *Colonist*, 11 October 1860, reported his motion thus: "Mr. Tolmie gave notice, that he should to-morrow introduce a motion that the conduct of the hon. member for Victoria District, Mr. Waddington, in attacking the conduct of the Speaker is deserving of severe censure; and that the House require that the Hon. member do apologize for the impropriety of his language and conduct."

<sup>40</sup> Omitted from motion book. *Colonist*, 11 October 1860: "Mr. Waddington gave notice of a motion that he should move to-morrow, that in case there be no quorum at ten minutes after the time of the clock fixed by the House for the meeting thereof, the Speaker shall forthwith adjourn to a future day."

The Chairman reported progress & recommended that a Committee of three be appointed to draw up a scale of fees to be charged on entering & clearing vessels, & asked leave to sit again.

Ordered that the Report be accepted & Committee appointed.  
Committee: Messrs. Green, Waddington, Gordon.

House then adjourned until Friday 12th inst. at 3 o'clock p. m.

J. S. Helmcken.  
Speaker

### Friday, the 12th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Green, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

House went into Committee on "Bill for prohibiting the sale or gift of intoxicating liquors to Indians."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered to go to 3rd Reading.

House then went into Committee on "Registration of Voters Bill."

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjourned until Monday 15 inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

### Monday, the 15th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Gordon, Green, Tolmie, McDonald, Waddington, Coles.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. the Council transmitting an Extract from the Minutes of Council relative to "the Trade Licenses Act 1860."

Ordered to be considered.

Mr. Gordon brought up the Report from the Special Committee to propose rates of Harbour Dues.

Ordered To lie on the Table.

3rd Reading of "Currency Bill" received from Council.

3rd Reading of "Bill for prohibiting the sale or gift of intoxicating liquors to Indians."

House then went into Committee on Bill to authorise & regulate the sale of fermented & spirituous liquors, with a Rider from Council.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress & Mr. Attorney General having proposed a Resolution relating to Privilege asked leave to sit again.

Ordered that the Report be accepted and leave granted.

House then went into Committee on "Registration of Voters Bill" (recommittal).

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments therein & agreed to the same.

Ordered that the Report be accepted and to go to 3rd Reading.

The House then adjourned until Tuesday 16 inst. at 3 o'clk.

J. S. Helmcken  
Speaker

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## Tuesday, the 16th day of October, 1860

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Coles, Crease, Waddington, Green, Gordon, Tolmie, McDonald.

The former Minutes having been read & confirmed.

Mr. Atty. General presented Petition against the removal of the Victoria Bridge.

Mr. Gordon presented Petition for the removal of the Victoria Bridge.

Mr. Carys resolution (see order Book page 25.)<sup>41</sup> relating to the fermented & spirituous liquors Bill.

Carried unanimously.

House then went into Committee on Bill for raising a loan of £10,000 on Harbour Dues.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

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<sup>41</sup> Motion book, p. 25: "That this House is of opinion that the amendment of the Act to authorise & regulate the sale of fermented & spirituous liquors sent down by the Honorable Council virtually alters the scale of taxation in that Act fixed by this House and This House is also of opinion that the acceptance of such an amendment would be a surrender of its most important Privilege & must therefore decline to consider the same."



The Chairman reported that the Committee having the Bill referred to them under their consideration, had adopted the scale of fees & recommended that a Bill be brought in upon the subject.

Ordered That the Report be accepted & Mr. Attorney General do draw up the Bill.

House then went into Committee on "Bill to facilitate the transfer of Real Estate and to provide for the Registration of Titles."

Mr. Waddington in the Chair of the Committee.

The Chairman reported progress and asked leave to sit again.

Ordered That the Report be accepted & leave granted.

House then adjourned until Wednesday 17th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

### Wednesday, the 17th day of October, 1860

Present: Mr. Speaker, Mr. Atty. General, and Messrs. Waddington, McDonald, Tolmie, Green, Crease, Coles, Foster.

The former Minutes having been read & confirmed.

2nd Reading of Bill to incorporate The Victoria Gas Company.

2nd Reading of Bill for the improvement of the Harbour of Victoria & the removal of the present Bridge.

The House then adjourned until Thursday 18 inst. at 3 o'clock.

J. S. Helmcken  
Speaker

### Thursday, the 18th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Gordon, Waddington, Tolmie.

The former Minutes having been read & confirmed.

1st Reading of Bill to amend the scale of fees charged for the entrance and clearance of Vessels.

The House then went into Committee on Bill to facilitate the transfer of Real Estate & the Registration of Titles.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Friday 19th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

### Friday, the 19th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Green, Tolmie, McDonald, Waddington, Gordon.

The former Minutes having been read & confirmed.

The House went into Committee on "Bill to declare the limitation of certain causes of action."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress—that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered that the Report be accepted & leave granted to go to 3rd Readg.

House then went into Committee on Bill to confirm certain persons in the fee simple of real estate which they now hold.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered that the Report be accepted.

Bill to go to 3rd Reading.

House then adjourned until Monday at 3 o'clock p. m.

J. S. Helmcken  
Speaker

### Monday, the 22nd day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, McDonald, Waddington, Gordon, Green, Tolmie, Crease.

The former Minutes having been read & confirmed.

2nd Reading of "Bill to amend the scale of fees charged for the entrance and clearance of Vessels, licenses to scows boats & other craft, & dues for landing permits."

2nd Reading of Enclosure Bill.

House then went into Committee on "Bill for the improvement of the Harbour of Victoria & the removal of the present Bridge."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

Mr. Crease brought up the "Report of General Committee of Elections on 'The Petition of James Yates & John D. Carroll against the return of George Tomline Gordon Esqr. representing the Town of Esquimalt' and are of opinion that the said Petition is a Petition which ought to be entertained against the election of George Tomline Gordon."

House then adjourned until Tuesday 23rd inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

## Tuesday, the 23rd day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Green, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

Ordered "Gas Bill" to go to Select Committee.

House then went into Committee on Bills.

Bill to amend the scale of fees charged for the entrance & clearance of Vessels &c. and Bill for raising a loan of £10,000 on Harbour Dues.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bills referred to them under their consideration had agreed to them.

House adjourned until Wednesday 24th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

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**Wednesday, the 24th day of October, 1860**

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Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

3rd Reading of Bill to declare the limitation of certain causes of action.

3rd Reading of Bill to confirm certain persons in the fee simple of the Real Estate which they now hold.

3rd Reading of "Registration of Voters Bill."

House then went into Committee on "Bill for improvement of Victoria Harbour & removal of the present Bridge."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

House then adjourned until Thursday 25th inst. at 3 o'clock.

J. S. Helmcken  
Speaker.

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**Thursday, the 25th day of October, 1860**

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A quorum not being present the House adjourned until Friday 26th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Friday, the 26th day of October, 1860**

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Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Waddington, Green, Gordon, Tolmie, Southgate.

The former Minutes having been read and confirmed.

Ordered that the Select Committee on the Victoria Gas Company's Bill meet on Monday 29th Oct. at 11 o'clock.

3rd Reading of Bill to amend the scale of fees charged for entrance and clearance of Vessels.

House then went into Committee on "Bill for the improvement of Victoria Harbor & removal of the present Bridge."

Mr. Gordon in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto & agreed to the same.

Ordered that the Report be accepted and Bill to go to 3rd Readg.

House then adjourned until Monday 29th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

### Monday, the 29th day of October, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.

Mr. Waddington asked leave for the Committee sitting on Victoria Gas Compy. Bill to adjourn until Monday next 5th Novr. to enable the promoters to complete the distribution of Shares.

Leave granted.

Read 3 time Bill for raising a Loan of £10,000 on Harbor Dues.

House then went into Committee on "Bill for incorporating the Town of Victoria."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress & asked for leave to sit again.

Leave granted.

House then adjourned until Tuesday 30th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

### Tuesday, the 30th day of October, 1860

A quorum not being present the House adjourned until Wednesday 31st inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Wednesday, the 31st day of October, 1860**

sent: Mr. Speaker, The Attorney General, and Messrs. Crease, Foster, Coles, Green, Gordon, McDonald.

The former Minutes having been read and confirmed.

use went into Committee on "Bill for Incorporating the Town of Victoria."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration, had made progress therein, & was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

use then adjourned until Thursday 1st Novr. at 3 oclock p. m.

J. S. Helmcken  
Speaker

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**Thursday, the 1st day of November, 1860**

sent: Mr. Speaker, The Attorney General, Messrs. Foster, Green, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

use went into Committee on "Bill to facilitate the transfer of Real Estate & to provide for the Registration of Titles."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted & leave granted.

use then adjourned until Friday 2nd November at 3 oclock p. m.

J. S. Helmcken  
Speaker.

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**Friday, the 2nd day of November, 1860**

quorum not being present the House adjourned until Monday 5th inst. at 3 oclock p. m.

J. S. Helmcken  
Speaker.

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**Monday, the 5th day of November, 1860**

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A quorum not being present the House adjourned until Tuesday 6th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Tuesday, the 6th day of November, 1860**

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Present: Mr. Speaker, The Attorney General, and Messrs. McDonald, Coles, Crease, Green, Waddington, Gordon.

The former Minutes having been read & confirmed.

House went into Committee on "Bill to facilitate the transfer of Real Estate & to provide for the Registration of Titles."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjourned until Wednesday 7th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker

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**Wednesday, the 7th day of November, 1860**

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Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Crease, Green, Gordon, McDonald, Waddington.

The former Minutes having been read and confirmed.

3rd Reading of Bill for the Improvement of the Harbour of Victoria & the removal of the present Bridge.

Ballot for Election Committee on Yates & Carroll v. Gordon.

Chairman—Mr. Tolmie, and Messrs. Waddington, Coles, McDonald, Green.

To meet on Monday next at 10 o'clock.

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House then went into Committee on Incorporation of the Town Bill.

Mr. Crease in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them had made progress therein and was directed to ask for leave to sit again.

Report accepted leave granted.

House then adjourned until the 8th inst. at 3 oclk.

J. S. Helmcken

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### Thursday, the 8th day of November, 1860

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Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Green, Tolmie, McDonald, Waddington, Gordon.

The former Minutes having been read & confirmed.

Mr. Cooper Member for Esquimalt County asked leave to resign, he having to proceed to British Columbia and could not therefore attend to the interest of his constituency.

Resignation accepted.

House then went into Committee on Bill to facilitate the transfer of Real Estate and the Registration of Titles.

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House then adjourned until Friday 9th inst. at 3 oclock p. m.

J. S. Helmcken  
Speaker.

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### Friday, the 9th day of November, 1860

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A quorum not being present the House adjourned until Monday 12th inst. at 3 oclock p m..

J. S. Helmcken  
Speaker

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**Monday, the 12th day of November, 1860**

A quorum not being present the House adjourned until Tuesday 13th inst. at 3 o'clock p m..

J. S. Helmcken  
Speaker.

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**Tuesday, the 13th day of November, 1860**

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Ordered That the Election Committee "Yates and Carrol [Carroll] v. Gordon" be postponed until Monday 19th November.

Ordered That a new writ be issued in place of James Cooper Esqr. Member for Esquimalt County who resigns.

Ordered That the Bill to facilitate the transfer of Real Estate and the Registration of Titles be re-committed.

House then went into Committee on "Bill to facilitate the transfer of Real Estate and the Registration of Titles."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein & was directed to ask for leave to sit again.

Ordered That the Report be accepted and leave granted.

House then adjourned until Friday 16th inst. at 3 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Friday, the 16th day of November, 1860**

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Gordon, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

1st Reading of Roads Bill received from the Hon. Council as amended.

Ordered that this House do meet at 2 of the clock, from this date.

House then went into Committee on "Bill to facilitate the transfer of Real Estate and Registration of Titles" (re-committed).

Mr. Waddington in the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made progress therein and was directed to ask for leave to sit again.

Ordered that the Report be accepted and leave granted.

House adjourned until Monday 19th inst. at 2 o'clock p. m.

J. S. Helmcken

### Monday, the 19th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Gordon, Franklin, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

With reference to your Speakers message of the 9th of August last enclosing an Address from the House of Assembly to H. R. H. the Prince of Wales, I have the honor to inform you that I have received a despatch from the Right Honorable the Governor General of Canada acknowledging receipt of the said Address & stating that he had lost no time in placing it in the hands of the Duke of Newcastle, who is in attendance upon the Prince.

(sgd.) James Douglas  
Governor.

The Road Bill with Amendments from Council Passed.

Ordered that the Committee on the Victoria Gas Company Bill do adjourn until Wednesday 21st Novr.

House then went into Committee on "Bill to facilitate the transfer of Real Estate & Registration of Titles."

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments & agreed to the same.

Ordered to go to 3rd Reading.

House then adjourned until Tuesday 20th inst. at 2 o'clock.

J. S. Helmcken  
Speaker.

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**Tuesday, the 20th day of November, 1860**

A quorum not being present House adjourned until Wednesday 21st November at 2 o'clock p. m.

J. S. Helmcken  
Speaker

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**Wednesday, the 21st day of November, 1860**

A quorum not being present House adjourned until Thursday 22nd inst. at 2 o'clock p. m.

J. S. Helmcken  
Speaker

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**Thursday, the 22nd day of November, 1860**

A quorum not being present House adjourned until Friday 23rd inst. at 2 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Friday, the 23rd day of November, 1860**

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Tolmie, McDonald, Green, Southgate, Gordon, Franklin, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read messages from Council.

19th November 1860

Herewith are returned to your Honorable House two Acts entitled 1st An Act to cure imperfect Titles 1860 and 2nd Limitation of Foreign Actions Act 1860 which with the amendments thereto respectively attached has passed the Council this day.

21st November 1860

Herewith are returned to your Honorable House three Acts entitled: 1st The Victoria & Esquimalt Harbour Dues Act 1860; 2nd The Victoria Harbour Act 1860; 3[r]d The Minor Offences Act 1860, which, with the amendments thereto respectively attached, have passed the Council this day.

Tolmie presented Report of the Select Committee on Election Petition of Carroll & Yates v. Gordon.

Committee discharged.

On Report being read Mr. Cary objected as being a special finding.

Mr. Speaker ruled it to be a special finding.

Attorney General gave notice of Motion on the subject.<sup>42</sup>

Waddington presented Report of the Select Committee on the Victoria Gas Compy. Bill.

Franklin asked for the postponement of the 3rd Reading of Bill to facilitate the transfer of Real Estate.

House divided:

Ayes 5. Noes 3.

House then adjourned until Monday 26 inst. at 2 o'clock p. m.

J. S. Helmcken

### Monday, the 26th day of November, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Green, Southgate, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Attorney General brought forward his Motion of which he had given previous notice.

Mr. Speaker said the first business of the day is whether the Report of the Select Committee on Elections Yates & Carroll v. Gordon be entered upon the records of the House.

Mr. Attorney General objected.

After a lengthy discussion the House divided:

Ayes 6. Noes 4.

Report not to be entered.

Gordon tendered his resignation as Member of the Assembly.

Mr. Cary Moved that a new Writ be issued in the place of Mr. Gordon, who had resigned his seat.

House then adjourned until Tuesday 27th inst. at 2 o'clock p. m.

J. S. Helmcken  
Speaker

<sup>42</sup>Motion book, p. 25: "On the Petition of Carroll & Yates v. Gordon — That the Report of the Select Committee be rejected."

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**Tuesday, the 27th day of November, 1860**

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Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Green, Southgate, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

The Speaker & Gentlemen

I transmit herewith for the information of the House of Assembly a Communication from the Chief Engineer of the Fire Department of Victoria offering certain suggestions for the more efficient conduct of the Department; and, entirely concurring in the expediency of those suggestions, I would submit to the House that no time should be lost in providing the ways and means for carrying them out.

(sgd.) James Douglas  
Governor

The Speaker read message from the *Honorable*. Council.

Herewith is returned to your Hon. House an Act entitled "The Real Estate Tax Act 1860" to which, with the amendments thereto attached has passed the Council this day.

(sgd.) for Edward Cridge  
Hon. Secy. to the Council—Joseph Porter.

23 Nov. 1860

Gentlemen

Herewith is returned to your Hon. House an Act entitled "The Voters Registration Act 1860" which has been ordered to be read in Council this day Six months. I have now the honor to transmit an Act entitled "The annual Registration of Voters Act 1860" which has been read a third time and passed in Council this day.

I have &c. &c.  
for Edward Cridge  
Hon. Secy. to the Council  
sgd. Joseph Porter

Read 2nd time and passed the House of Assembly as amended by the Hon. Council.

An Act to cure imperfect Titles.

Limitations of Foreign Actions Act 1860.

Minor Offences Act 1860.

The Victoria and Esquimalt Harbour Dues Act 1860.

Victoria Harbour Act 1860.

House then went into Committee of the whole on Private Bill—To incorporate the Victoria Gas Company.

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported progress and asked for leave to sit again.

House then adjourned until Wednesday 28th inst. at 2 o'clock.

J. S. Helmcken  
Speaker.

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**Wednesday, the 28th day of November, 1860**

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Present: Mr. Speaker, The Attorney General, and Messrs. Coles, Crease, Green, Franklin, Waddington, Southgate.

The former Minutes having been read and confirmed.

Read 3rd time "Bill to facilitate the transfer of Real Estate and Registration of Titles."

House then went into Committee on the "Gas Bill."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

Ordered to be read 3rd time.

"Registration of Voters Act" received from Council.

Read 2nd time.

To be committed to the Whole.

The House then adjourned until Friday 30th at 2 o'clock.

J. S. Helmcken  
Speaker

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**Friday, the 30th day of November, 1860**

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Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Foster, Green, Franklin, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.

30th Novr. 1860

Gentlemen

I have the honor to enclose herewith, the Return to the Writ issued for the Election of a Member to serve in the present Parliament for Esquimalt and Metchosin District.

(sgd.) James Douglas  
Governor.

3rd Reading of "Victoria Gas Company Bill."

2nd Reading of "Real Estate Tax Act 1860" as amended from Council.

Amendments agreed to.

House then went into Committee on "An Act to amend The Registration of Voters Act 1859."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

The House then adjourned until Monday 3rd Decr. at 2 oclock p. m.

J. S. Helmcken  
Speaker

### Monday, the 3rd day of December, 1860

A quorum not being present the House adjourned until Tuesday the 4th inst. at 2 oclock p. m.

J. S. Helmcken  
Speaker

### Tuesday, the 4th day of December, 1860

A quorum not being present the House adjourned until Wednesday the 5th inst. at 2 oclock p. m.

J. S. Helmcken  
Speaker

### Wednesday, the 5th day of December, 1860

A quorum not being present House adjourned until Thursday the 6th inst. at 2 oclock p. m.

J. S. Helmcken  
Speaker

### Thursday, the 6th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Gordon, Green, Burnaby, Southgate, Franklin, Tolmie, Waddington, Foster.

The former Minutes having been read and confirmed.

Mr. Burnaby was sworn in and took his seat representing Esquimalt County.

Mr. Gordon was sworn in and took his seat representing Esquimalt Town.

Mr. Speaker read message from the Hon. Council.

That "The Victoria Bridge removal Act 1860" with the Amendment thereto had passed in Council.

Read 1st time.

And "An Act to confirm certain Titles to Real Property in Vancouver Island" had passed in Council.

Read 1st time.

Mr. Crease called attention of the House to a Breach of Privilege of a letter published in the Colonist newspaper signed "An Elector" reflecting on the character of an Hon. Member of this House.

Ordered that a Committee be appointed to enquire into the matter with the usual powers.

Committee: Messrs. Foster, Waddington, Cary, Crease, Burnaby.

Mr. Waddington gave notice of Motion.<sup>43</sup>

3rd Reading of "Registration of Voters Act 1860," received from Council.

House then went into Committee of the whole on "Enclosure Act 1860."

Mr. Franklin in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that they were of opinion the Bill should be referred to a Select Committee.

Ordered to be referred to a Select Committee.

Committee: Messrs. Cary, Tolmie, Gordon, Foster, Franklin.

House then adjourned until Friday at 2 o'clock p. m.

J. S. Helmcken  
Speaker.

### Friday, the 7th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Gordon, Crease, Burnaby, Green, Franklin, McDonald, Waddington, Foster.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. Council.

5 Decr. 1860

Herewith is returned to your Honorable House an Act entitled "The Victoria Gas Companys Act 1860" which with the Amendments hereto attached, has been read a third time and passed in Council this day.

(sgd.) Edward Cridge  
Hon. Secy.

The House then went into Committee of the whole on the Report of the Chief Engineer of the Fire Department.

Mr. Waddington in the Chair of the Committee.

<sup>43</sup> Motion book, p. 26: "I give notice that I shall move at the next meeting of the House for information respecting the reasons which have delayed the construction of the Reservoir at the junction of Yates and Government Streets."



Mr. Speaker resumed the Chair.

The Chairman reported progress.

The Committee reports to the House the desirability of passing an Act authorising His Excellency to grant a monopoly of storing gunpowder to such person or persons as he may think proper for not more than ten years charging not more than 3 dollars per ton for storage, under such inspection and with such provisions as the law officers of the Crown may advise.

The Committee also recommend that a Select Committee be named to confer with the Chief Engineer of the Fire Department in respect to the other matters contained in his Report and be authorised to report its opinion on the same and on the best means of providing for the expense.

Ordered that Mr. Southgate, Mr. Green and Mr. Waddington be a Select Committee to report upon the Chief Engineers Report.

The House then adjourned until Monday the 10th of December at 2 oclock.

J. S. Helmcken.  
Speaker.

### Monday, the 10th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Crease, Burnaby, Tolmie, Green, Franklin, McDonald, Waddington, Gordon, Southgate.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor enclosing a Despatch received from His Grace the Duke of Newcastle.

His Grace the Duke of Newcastle to Governor Douglas dated Boston United States.

20th October 1860.

Sir

I have the honor to acknowledge the receipt through the Governor General of Canada, of an Address to H. R. H. the Prince of Wales from the Representative of the Colony of Vancouver Island.

His Royal Highness desires to express his great gratification at finding that in His progress through the other Possessions of the British Crown in North America, the Inhabitants of this distant Colony have partaken in the universal acclaim of loyalty to the Queen by sending Him this Address when they were unable to exhibit these sentiments by personally meeting him.

His Royal Highness will make known to Her Majesty this proof of the devotion of Her subjects in this interesting but remote Country.

I have &c. &c.  
(sgd.) Newcastle

Ordered that the Committee of Privilege be discharged.

Powder Magazine Act 1860.

Read 1st time.

“Victoria Gas Company’s Bill,” passed with the Amendments received from the Hon. Council with two additional Amendments added.

Clause 1 That the buildings & erections necessary and proper for the manufacture of gas by the Company shall be erected & built on the lot marked 1548 on the official plan of the Town of Victoria (Cary).

[To furnish the city with gas at a rate] Not exceeding one pound five shillings [per 1,000 cubic feet].<sup>44</sup>

“Victoria Bridge Removal Act 1860” as amended by the Hon. Council Passed.  
2nd Reading of An Act to confirm certain Titles to real property in Vancouver Island.

To be committed.

House then adjourned until Wednesday 12 inst. at 2 o'clock.

J. S. Helmcken  
Speaker

### Wednesday, the 12th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Franklin, Tolmie, Waddington, Green, Coles.

The former Minutes having been read and confirmed.

Mr. Waddington brought up the Report of the Select Committee appointed to confer with the Chief Engineer of the Fire Department.

Ordered to lie on the Table.

2nd Reading of the Powder Magazine Act 1860.

To go to Committee of the whole.

House in Committee on Bill to confirm certain Titles to real property in Vancouver Island (Council Bill).

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had agreed to the same.

To go to 3rd Reading.

The House then adjourned until Thursday 13 inst. at 2 o'clock.

J. S. Helmcken  
Speaker.

### Thursday, the 13th day of December, 1860

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Green, Gordon, Franklin, Tolmie, Waddington.

The former Minutes having been read and confirmed.

<sup>44</sup> *Colonist*, 11 December 1860.

Mr. Tolmie presented the Report of the Select Committee on the "Enclosure Act 1860."

Ordered to be taken into consideration.

Mr. Gordon presented a Petition from William Rowland.

Ordered to be taken into consideration.

3rd Reading of "An Act to confirm certain Titles to real property in Vancouver Island."

House then went into Committee on "Powder Magazine Act 1860."

Mr. Waddington in the Chair of the Committee

The Chairman reported progress that the Committee having the Bill referred to them under their consideration had made amendments thereto and agreed to the same.

The House then adjourned until Friday 14th inst. at 2 o'clock p.m.

J. S. Helmcken  
Speaker.

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### Friday, the 14th day of December, 1860

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Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Burnaby, Green, Gordon, Tolmie, Waddington.

The former Minutes having been read and confirmed.

3rd Reading of Powder Magazine Act 1860.

Brought up the Report of the Committee to confer with the Chief Engineer of the Fire Department.

House then went into Committee of the whole on "Enclosure Act 1860."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill referred to them under their consideration had made Amendments thereto and agreed to the same.

Ordered to go to 3rd Reading.

House then adjourned until Wednesday 19th inst. at 2 o'clock p. m.

J. S. Helmcken  
Speaker.

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**Wednesday, the 19th day of December, 1860**

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A quorum not being present the House adjourned until Thursday 20th inst. at 2 o'clock p. m.

J. S. Helmcken  
Speaker

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**Thursday, the 20th day of December, 1860**

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Present: Mr. Speaker, and Messrs. Foster, Burnaby, Green, Gordon, Franklin, McDonald.

The former Minutes having been read and confirmed.

Mr. Speaker read message from His Excellency the Governor.<sup>45</sup>

Enclosure Act 1860 read 3rd time.

Mr. Gordon presented the Report of the Select Committee on the Chief Engineers Report to His Excellency the Governor.

Ordered to lie on the Table.

House then adjourned until Monday 24th Decr. at 2 o'clock.

Speaker

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**Monday, the 24th day of December, 1860**

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A quorum not being present the House adjourned until Wednesday 2nd January 1861 at 2 o'clock.

Speaker

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**Wednesday, the 2nd day of January, 1861**

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A quorum not being present House adjourned until Thursday 3rd inst. at 2 o'clock.

J. S. Helmcken  
Speaker

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<sup>45</sup> Douglas to House of Assembly, 19 December 1860, Vancouver Island, House of Assembly, Correspondence inward, 27 July 1860—11 March 1864, PABC, pp. 11–13, informing the House of royal assent to certain acts passed by the House between July and November 1859.

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**Thursday, the 3rd day of January, 1861**

Present: Mr. Speaker, The Attorney General, and Messrs. Gordon, Green, Foster, Crease, Southgate, Waddington, McDonald, Burnaby.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. Council.

24th Decr.

Herewith is returned to your Hon. House "A Bill to facilitate the transfer of Real Estate & to provide for the Registration of Titles" with the amendments in Council thereto attached and I have the honor to enclose a Copy of the Bill as amended, and passed in Council this day.

(sgd.) E. Cridge  
Hon. Secy.

Mr. Speaker read message from H. E. the Governor.

3rd January 1861

I have the honor to transmit for the information of the House of Assembly the copy of a Proclamation, which I propose shortly to issue, reducing the upset price of Rural lands to 4/2 per acre; and also authorising the settlement, previous to purchase, of unsold Crown Lands in the Districts of Victoria, Esquimalt Metchosin, The Highlands, Sooke, Salt Spring, Sallas Island and Chemanis.

sgd. James Douglas.

Mr. Gordon asked leave to withdraw the Report of the Select Committee on the Chief Engineers Report to His Exy. the Governor relating to Hose, Cistern &c. &c.

House then adjourned until Tuesday 8th Jany. at 2 oclock.

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**Tuesday, the 8th day of January, 1861**

A quorum not being present the House adjourned until Wednesday 9th inst. at 2.

J. S. Helmcken  
Speaker

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**Wednesday, the 9th day of January, 1861**

Present: Mr. Speaker and Messrs. Foster, Green, Gordon, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read and confirmed.

Mr. Speaker read message from the Hon. Council.

4th January 1861

I am directed by the President of the Council to return to your Hon. House a Bill entitled "A Bill to authorise and regulate the sale of Fermented & Spirituous Liquors" and to transmit to you the accompanying Extract from the Minutes of Council of this date.

I have &c. &c.  
Edward Cridge

Extract from the Minutes of Council dated 4th January 1861.

Resolved, that the Council, disclaiming as it does any wish to infringe on any privilege that the Assembly may possess is ignorant that the Assemblys privileges are other than those of the Council except the privilege conferred by a Law passed during the present Session giving the House of Assembly the power to delegate to Election and Special Committees the same power as is possessed by such Committees in the House of Commons in England. The House of Assembly and the Council alike derive their authority from the same source, vizt. The Commission and Instructions accompanying it, from the Crown to the Governor, and under that authority have both a similar privilege of freedom of speech and debate. They are two co-ordinate branches of a Legislature instituted for the welfare & good government of the Colony and such being the case, the Council conceives it has as good a right to amend any proposed Law that may be sent from the Assembly to the Council, as the Assembly has to amend any proposed Law that may be sent from the Council to the Assembly and in the fair exercise of that right, finding that the proposed Law or Bill entitled a "Bill to authorise & regulate the sale of Fermented and Spirituous Liquors" sent from the Assembly for the concurrence of the Council contain certain ambiguities which appeared to the Council as likely to mar its working, and the Council therefore in passing it, attached a Rider to the Bill explaining those ambiguities. The Council do not wish to impede the passage of the Bill, but consider that it requires amendment in that respect, & therefore return the Bill to the House of Assembly that the House may have an opportunity of amending it by denominating the fermented liquors mentioned in Clause 3, of Section 1, by names that the world recognizes, vizt. Wine, by the name of Wine; Ale, Beer or Porter, by the name of Ale, Beer, or Porter; Cider by the name of Cider; Perry by the name of Perry; and Ginger Beer by the name of Ginger Beer.

Mr. Speaker read message from the Hon. Council.

7 January 1861

Herewith is returned to your Hon. House an Act entitled "The Powder Magazine Act 1860" with the amendments in Council thereto attached & I have the honor to enclose a Copy of the Act as amended and passed in Council this day.

I have &c. &c.  
Edward Cridge

Mr. Speaker read message from His Excellency the Governor forwarding a Supplemental Estimate of Moneys required to meet necessary expenditure for the year 1860-61.

Mr. Gordon brought up the Report of the Select Committee on the Chief Engineers Report to His Exy. the Governor, relating the Hose Cistern &c. &c.

To lie on the Table.

The House then adjourned until Thursday 10th inst. at 2 o'clock.

J. S. Helmcken  
Speaker

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**Thursday, the 10th day of January, 1861**

A quorum not being present House adjourned until Friday 11 inst. at 2 o'clock.

J. S. Helmcken  
Speaker

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**Friday, the 11th day of January, 1861**

A quorum not being present the House adjourned until Monday 14th inst. at 2 o'clock.

J. S. Helmcken  
Speaker.

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**Monday, the 14th day of January, 1861**

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Green, Franklin, McDonald, Gordon.

The former Minutes having been read and confirmed.

Mr. Cary gave notice of Motion (see Order Book).<sup>46</sup>

The "Bill to facilitate the transfer of Real Estate" with the amendments from the Hon. Council passed.

House then adjourned until Tuesday 15th inst. at 2 o'clock.

J. S. Helmcken  
Speaker

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<sup>46</sup> Motion book, pp. 26-27: "The House of Assembly having taken into consideration the communication of the Hon. Council of the 4th January 1861 Resolve as follows.

"1st That the amendment proposed on the 4th day of January 1861 by the Hon. Council to a 'Bill to authorise & regulate the sale of fermented and Spirituous Liquors' would effect an alteration in the tax proposed to be levied by the said Bill.

"2nd That all supplies and aids from the Colony of V. Isld. & its dependencies for the use of Her Majesty are the sole gift of the House of Assembly of the said Colony & it is the undoubted and sole right of the said House to direct, limit, and appoint in the Bills granting such aids & supplies, the ends, purpose considerations, limitations and qualifications of such grants, which ought not to be changed or altered by the Hon. Council.

"3 That this House cannot therefore enter into the consideration of the said amendment.

"4 That this House being as unwilling as the Hon. Council to impede the passage of the said Bill requests a conference with the Hon. Council at such time and place as the Hon. Council may deem fit."

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**Tuesday, the 15th day of January, 1861**

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Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Waddington, Tolmie, Franklin, Gordon, Green, Burnaby.

The former Minutes having been read & confirmed.

The House took into consideration the Hon. Council Amendment to the "Powder Magazine Act 1860" and the following amendments thereto agreed to.

The words "for reward" to be erased and instead of the word "designated" insert "approved of".

House then went into Committee on Mr. Carys Motion, regarding the amendments from the Hon. Council to a "Bill to regulate the sale of fermented and spirituous liquors."

Mr. Crease in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the following Resolution had been adopted.

The House of Assembly having taken into consideration the communication of the Hon. Council of the 4th Jany. 1861 resolve as follows.

1 That the amendment proposed on the 4th day of January 1861 by the Hon. Council to a "Bill to authorise & regulate the sale of Fermented & spirituous Liquors" would effect an alteration in the tax proposed to be levied by the said Bill.

2 That all supplies & aids from the Colony of Vancouver Island & its dependencies for the use of Her Majesty are the sole gift of the House of Assembly of the said Colony & it is the undoubted & sole right of the said House to direct, limit, and appoint in the Bills granting such aids & supplies, the ends, purposes, considerations, limitations & qualifications of such grants which ought not to be charged or altered by the Hon. Council.

3 That this House cannot therefore enter into the consideration of the said amendment.

4 That this House being as unwilling as the Hon. Council to impede the passage of the said Bill requests a conference with the Hon. Council at such time & place as the as the Hon. Council may deem fit.

House then adjourned until Wednesday 16th inst. at 2 o'clock.

J. S. Helmcken  
Speaker

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**Wednesday, the 16th day of January, 1861**

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Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Franklin, Tolmie, McDonald, Waddington.

The former Minutes having been read & confirmed.



Mr. Waddington motion (see order Book page 27) agreed to.<sup>47</sup>

The House then went into Committee of "Supply" (Supplemental):

<i>Ayes</i> (4)	<i>Noes</i> (4)
Atty. General	Mr. Waddington
Mr. Burnaby	„ Franklin
„ Crease	„ Tolmie
„ Gordon.	„ McDonald.

Mr. Speaker gave his casting vote majority in favor of going into Committee one (1).

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Supplemental Estimate referred to them under their consideration had made amendment thereto and agreed to them.

Ordered that the Report be considered at next meeting.

Mr. Speaker read message from His Excy. the Governor.

Gentlemen

16th January 1861

I have the honor to inform you that the several Bills set forth in the accompanying Schedule, having duly passed the Council have received my assent on the dates thereto respectively attached.

sgd. James Douglas  
Governor

House then adjourned until Thursday 17 Jany. at 2 oclock.

J. S. Helmcken  
Speaker

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### Thursday, the 17th day of January, 1861

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Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Franklin, Waddington, Tolmie.

The former Minutes having been read & confirmed.

The Report of the Committee of the whole on "Supply" Supplemental Estimate was agreed to.

That the two Salaries of Clerks for Colonial Secretary and Treasurer having already been refused during the session cannot again be entertained but the House is willing to provide for the services of two clerks to be employed generally in the public offices on Vancouver Island business as they may be required.

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<sup>47</sup> Motion book, p. 27: "I shall move tomorrow Jany. 16th for copies of the contracts, with the dates and amounts to be paid, for grading and macadamizing Government St. from Johnson to Pandora St. and also for constructing a cistern at the junction of Yates and Government Streets."

That the proposed expenditure of £1170 be therefore reduced to £430 to be applied as follows.

2 Clerks for general Business at £250 per annum 6 months from 1st Jany. 1861 .....	£250
Department expenses for Governor @ £70 per annum 6 months from 1st Jany. 1861 .....	£35
Department expenses for Col. Secy. £70 per an. [for 6 months from 1st Jany. 1861] .....	35
Furniture for the Treasury .....	60
House of Assembly for sundry expenses from 1st Jany 1861 .....	50
	£430

Adopted unanimously.

Report of the Select Committee on the Chief Engineers Report to H. E. the Governor referred back again to the Select Committee.

Mr. Speaker read message from H. E. the Governor.

17 January 1861

Gentlemen

I have the honor to acknowledge the receipt of your Speakers letter of the 16th instant requesting copies of certain Street Contracts, and I have to inform you in reply that a requisition has been made upon the Acting Colonial Surveyor for the information required, which will be laid before the House of Assembly when the documents are completed.

(sgd.) James Douglas  
Governor

House then adjourned until Friday 18th at 2 oclock.

J. S. Helmcken  
Speaker.

### Friday, the 18th day of January, 1861

Present: Mr. Speaker, The Atty. General, and Messrs. Foster, Crease, Burnaby, Green, McDonald, Southgate, Franklin, Tolmie, Waddington, Gordon.

The former Minutes having been read & confirmed.

Mr. Speaker read message from the Hon. Council.

17 Jany. 1861

I am directed by the President of the Council to acknowledge the receipt of a Communication from the House of Assembly dated the 15th inst., conveying certain Resolutions of the House on the subject of the proposed amendment to the "Bill to authorise & regulate the sale of Fermented & Spirituous Liquors" & requesting a Conference with the Council on the subject.

In reply I am instructed to inform the Hon. House that the Council have appointed Friday the 18th inst. at 2 oclck p. m. as the time at which they will meet the Members of the House of Assembly in the Council Chamber, in conference on the above named Bill.

&c. &c. &c.  
sgd. Edward Cridge

Mr. Waddington brought up the Report of Select Committee relative to the Report of the Chief Engineer of the Fire Departments to His Excellency the Governor. The Conference Committee then waited upon the Hon. Council & returned to the House.

The House went into Committee on Supply Supplemental Estimate.

Mr. Waddington in the Chair of the Committee.

The Speaker resumed the Chair.

The Chairman reported that the Committee having the Supplies referred to them under their consideration had passed the same with the following amendment.

That the sum of £430 now granted be appropriated out of the General Revenue of the Colony hitherto voted."

Ayes 6. Noes 4.

Mr. Cary brought in a Bill to apply the sum of £430 out of the General Revenue. Read 1st time.

House then adjourned until Monday 21st inst. at 2 o'clock.

J. S. Helmcken  
Speaker

### Monday, the 21st day of January, 1861

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Gordon, Franklin, Tolmie, McDonald, Waddington, Green.

The former Minutes having been read and confirmed.

Mr. Speaker read Message from the Hon. Council relative to the Conference between this House & Council to the Bill for the sale of "Fermented & Spirituous Liquors" with an Extract from the Minutes of Council of the 18 January 1860.

After conferring with the Members sent up by the Hon. the House of Assembly, it appearing that there is a misunderstanding of the meaning of the Resolution sent by the Council to the Hon. House on the 4th instant, the Council wish to explain that in using the word "privileges" as compared with those of the Assembly, they meant the respective privileges of each as two distinct branches of a local Legislature in their peculiar character of Council & Assembly and not that their privileges are precisely similar."

Mr. Tolmie gave notice of Motion.<sup>48</sup>

2nd Reading of Bill of Supply for £430 to be committed to the whole.

<sup>48</sup> Omitted from motion book. *Colonist*, 23 January 1861: "That on Tuesday next I will ask for a Committee of the whole House to consider a petition to the Secretary of the Colonies, relative to the extinguishing of Indian Titles to surveyed and settled lands in the Colony of Vancouver's Island."

The Report of the Select Committee on the Report of the Chief Engineers of the Fire Department to His Excellency.

Adopted.

Mr. Crease read the Report of the Conference of the Hon. Council relative to the Bill for the sale of Fermented & Spirituous Liquors.

To be taken into consideration.

House then adjourned until Tuesday 22 inst. at 2 oclock.

J. S. Helmcken  
Speaker.

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Report of the conference held on the 18th day of January A. D. 1861 at the Council Chamber, of the Committee of the House of Assembly with the Hon. Council.

Present—The Attorney General, Mr. Crease, Messrs. McDonald, Tolmie, Burnaby, Waddington, Franklin & Southgate.

The Members of the Hon. Council present: Hon. Roderick Finlayson, Chairman, Hon. David Cameron Chief Justice, Hon. J. Work.

The Honorable Council disclaimed any intention or desire of interfering in any way whatever with the peculiar and exclusive privileges (which they fully admitted) of the House of Assembly in all matters of taxation.

And further that at the time the amendment purposed by the Council was made the Council were not aware that it would in any way affect the rate of taxation and [they thought it] would merely explain what the Hon. Council conceived to be the intention of the Bill. And engaged to communicate their final views in the matter by a message to the House of Assembly.

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### **Tuesday, the 22nd day of January, 1861**

Present: Mr. Speaker, The Attorney General, and Messrs. Burnaby, Green, Franklin, Tolmie, Waddington, Gordon.

The former Minutes having been read and confirmed.

Mr. Tolmies Motion to come on next meeting.

House then went into Committee of Supply £430.

Mr. Waddington in the Chair.

Mr. Speaker resumed the Chair.

The Chairman reported that the Committee having the Bill of Supply referred to them under their consideration had made amendment thereto and agreed to the same.

Ordered to go to 3rd Reading.

Mr. Speaker read message from His Excellency the Governor.

22 Jany. 1861

Gentlemen

With reference to my communication of the 17th inst. I have now the honor to transmit copies of the Street Contracts therein referred to.

sgd. James Douglas  
Governor

House then went into Committee on consideration of the Report of the Hon. Council relative to the "Fermented and Spirituous Liquors Bill."

Mr. Waddington in the Chair of the Committee.

Mr. Speaker resumed the Chair.

The Chairman reported the following resolutions had been adopted.

1. That this House regrets that the Minutes of Council of 18th January 1861 are not sufficiently explicit with regard to the exclusive privileges of this House in matters of taxation to justify this House in receding from its Resolution of the 15th January & that therefore the Bill be ordered to lie on the Table.

2 That the Hon. Council be requested to fix a further conference with this House on account of the ambiguous language of the Minutes of the Hon. Councils proceedings of the 18th January 1861, and for this purpose to name an hour and place convenient to the Hon. Council.

The House then adjourned until Thursday 24 inst. at 2 o'clock.

J. S. Helmcken  
Speaker.

### Thursday, the 24th day of January, 1861

A quorum not being present the House adjourned until Friday 25th inst. at 2 o'clock.

J. S. Helmcken  
Speaker.

### Friday, the 25th day of January, 1861

A quorum not being present the House adjourned until Monday 28th inst. at 2 o'clock.

J. S. Helmcken  
Speaker.

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**Monday, the 28th day of January, 1861**

Present: Mr. Speaker, The Attorney General, and Messrs. Foster, Coles, Crease, Green, Gordon, Tolmie, McDonald, Franklin.

The former Minutes having been read & confirmed.

Mr. Speaker read message from the Hon. Council with an Extract of the Minutes relative to the "Bill for the sale of Fermented & Spirituous Liquor."

3rd Reading of Bill of Supply for £430.

House then went into Committee on Mr. Tolmies Motion.

Mr. Franklin in the Chair.

The Chairman reported progress.

House then adjourned until Thursday at ½ past 3 o'clock.

J. S. Helmcken

Speaker

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**Thursday, the 31st day of January, 1861**

Present: Mr. Speaker, and Messrs. Green, Burnaby, Southgate, Franklin, Gordon, McDonald, Tolmie.

The former Minutes having been read and confirmed.

Consideration of the Petition to the Duke of Newcastle with respect to the extinction of the Indian Titles.

Mr. Franklin moved that Section 5 be recommitted.

Mr. Burnaby seconded.

Ordered to be recommitted at next meeting.

House then adjourned until Wednesday 6th February at 2 o'clock.

J. S. Helmcken

Speaker.

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**Wednesday, the 6th day of February, 1861**

Present: Mr. Speaker, The Attorney General, and Messrs. Crease, Burnaby, Coles, Southgate, Green, Gordon, Franklin, Tolmie, McDonald.

The former Minutes having been read and confirmed.

House then went into Committee on Petition to His Grace the Duke of Newcastle, with respect to the extinction of the Indian Titles.

Mr. Crease in the Chair.

Mr. Franklin moved that Clause 5 be struck out.

Carried clause 5 struck out.

At ½ past 2 o'clock, the Acting Clerk of the Council announced His Excellency the Governor, who immediately entered the House of Assembly, attended by Members of the Hon. Council.

The Speaker presented His Excellency the Governor the Petition passed in the House, to His Grace the Duke of Newcastle, relative to the extinction of Indian Titles to land. The Speaker also stated that the House had passed a Bill of Supply for the sum of £430 and that the House had not received any intimation of its having been accepted by the Hon. Council.

His Excellency the Governor then delivered the following speech.

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

In releasing you from the labors of the Session, I desire to express my satisfaction at the result of your deliberations.

It is indeed impossible to review the many important measures which you have passed this session without feeling that you applied yourselves to the performance of your arduous duties with a degree of zeal and assiduity worthy of the highest praise.

Those measures embrace almost every department of the public business. The Free Trade system, before initiated, has been confirmed, and become an essential part of our policy, you have also been careful in providing for the better administration of criminal justice, the formation of roads, the improvement of the harbour of Victoria; the Registration of Titles to real estate, and other useful measures have been passed, which will no doubt tend to promote the permanent interests of the Colony.

The interesting experiment of defraying the expenses of the Government by direct taxation so propitiously begun will I trust not disappoint the anticipation of the Legislature.

Gentlemen of the Legislative Assembly

I have to convey to you my warmest thanks for the supplies which you have granted for the services of the year, and for the execution of Public Works essential to the progress of the Colony.

I sincerely hope that the blessing of Almighty God may rest upon our labors, and render them subservient to the substantial prosperity and well being of the Colony.

Chief Justice Cameron then notified that the House stands prorogued until the 3rd day of April next.<sup>49</sup>

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<sup>49</sup> By successive proclamations dated 2 April, 29 April, and 9 May 1861, Governor Douglas further prorogued the House to 26 June 1861.