

**Friday, the 29th day of January, 1869.**

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Ball, Alston, Hamley, Bushby, Ring, Wood, Havelock, Carrall, Helmcken, Drake, Walkem, Humphreys, O'Reilly, Sanders, Robson, Holbrook, Davie.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Davie gave notice of motion.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported progress and asked leave to sit again.

Ordered that leave be granted and the Committee sit again on Monday.

Pursuant to the Order of the day, the Council went into Committee on the Queen Charlotte Coal Company Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported the Bill complete, with amendments.

Ordered to be read third time on Monday next.

On the Order of the day being read for the Committal of the Health Bill,

Ordered to be postponed till Monday.

According to Order, the Hon. Mr. Walkem asked leave to bring in Bail and Affidavits Bill.

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

Read first time accordingly.

Ordered to be read second time on Wednesday next.

Pursuant to the Order of the day, the Hon. Mr. Holbrook moved, the Hon. Mr. Davie seconding, the following Resolution:—

That a respectful address be presented to His Excellency the Governor, recommending that the Members elected from the Mainland be paid their expenses during the time of their attendance at the Council, within a limit of 40 days, and that a sum sufficient be placed by His Excellency on the Supplemental Estimates.

The Hon. Mr. Crease moved in amendment, that the word "reasonable" be inserted before expenses; and the words "within a limit of 40 days" struck out.

This amendment having been put and carried,

The Hon. Mr. Walkem moved the following amendment:—

That the word "travelling" be inserted before "expenses," and substitute "incurred in their attendance upon this Council" for rest of clause after word "expenses;" erase "from the Mainland."

On the question being put, words "from the Mainland" erased; word "travelling" lost; that the words "incurred in their attendance upon this Council" be substituted for rest of clause after word "expenses" lost.

The Resolution as amended stood as follows:—

That an humble address be presented to His Excellency the Governor, recommending that the Members elected be paid their reasonable expenses during the time of their attendance at the Council, and that a sum sufficient be placed by His Excellency on the Supplemental Estimates.

On the question being put the Council divided.

*Ayes 6, Noes 5.*

So it was carried in the affirmative and Resolved accordingly.

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

### Monday, the 1st day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Ball, Alston, O'Reilly, Hamley, Wood, Davie, Walkem, Havelock, Carrall, Helmcken, Drake, Holbrook, Bushby, Sanders, Humphreys, Robson, Pemberton.

On the Minutes of the previous Meeting being read, the Hon. Mr. Walkem proposed to place a protest on the books against a vote of the Council yesterday, on the subject of paying the expenses at Council of elected Members.

Order to be rejected.

The Hon. Mr. Holbrook proposed to place a protest on the books against a protest of the 25th January, on the Crown Salaries, having been allowed to remain on the books.

Ordered to be rejected.

The Minutes were then confirmed.

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

*Message No. 4.*

FREDERICK SEYMOUR.

The Governor lays before the Legislative Council a Return of the Exports from British Columbia in 1868.<sup>6</sup>

*Government House,  
1st February, 1869.*

Ordered to be printed.

The Hon. Mr. Helmcken presented a Petition of Messrs. Jones and Jenkinson.

Ordered that the same be received and do lie on the table.

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

The Hon. Mr. Helmcken gave notice of 2 motions.

The Hon. Mr. Havelock gave notice of motion.

The Hon. Mr. Robson gave notice of motion.

The Hon. Mr. Humphreys gave notice of motion.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported progress made, and asked leave to sit again.

Ordered that leave be granted for to-morrow.

Pursuant to the Order of the day, the Hon. Mr. Drake asked leave to introduce Game Amendment Bill.

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

Read first time accordingly.

Ordered to be read second time on Friday next.

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

Ordered to be committed at once.

The Council went into Committee on the said Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported the Bill complete, without amendments.

Ordered to be read third time to-morrow.

Pursuant to the Order of the day, the Hon. Mr. Davie moved, the Hon. Mr. Wood seconding,

That a respectful address be presented to His Excellency the Governor, recommending that His Excellency be pleased to direct that a sum of money (say \$250) be appropriated to the Victoria Agricultural Society.

The Hon. Mr. Robson moved in amendment,

That the Governor be respectfully requested to place on the Supplementary Estimates the sum of \$1,000 to be applied to the service of the several Agricultural Societies throughout the Colony.

The Hon. Mr. Davie having withdrawn his Resolution in favour of the Hon. Mr. Robson's amendment, the same was put, and having passed in the negative, the Resolution was lost.

On the Order of the day being read for the third reading of the Fence Bill,

The Hon. Mr. Walkem moved that the Standing Orders be suspended to enable the Bill to be recommitted for the purpose of striking out certain words.

The Standing Orders having been suspended, *nemine contradicente*, the Bill was recommitted.

On the Presiding Member resuming the Chair, the Hon. Mr. Walkem, Chairman of the Committee, reported the Bill complete with amendments.

Ordered to be read third time to-morrow.

On the Order of the day being read for the third reading of the Queen Charlotte Coal Company Bill,

Ordered to be recommitted.

Recommitted accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported the Bill complete.

Ordered to be read third time to-morrow.

On the Order of the day being read for the committal of the Health Bill,

Ordered to be postponed till to-morrow.

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

That an humble address be presented to His Excellency the Governor recommending that the duty on Wheat be reduced to 15 cents per 100 lbs.

The Hon. Mr. Trutch moved the *previous question*, which having been put and carried the Resolution was lost.

Pursuant to the Order of the day, the Hon. Mr. Drake moved, the Hon. Mr. Davie seconding, the following Resolution:—

That His Excellency be requested to send down an Ordinance to alter the duties on Spirits manufactured in the Colony from \$1 to 50 cents a gallon, and to amend the Excise Ordinance.

On the question being put the Council divided.

*Ayes 10, Noes 7.*

So it was carried in the affirmative and Resolved accordingly.

On the Order of the day being read for a motion standing in the name of the Hon. Mr. Davie, on the subject of certain reports published in England on Confederation,

Ordered that leave be granted to withdraw the same.

Withdrawn accordingly.

Then, on the motion of the Hon. Mr. Crease, the Council adjourned till 1 p. m. to-morrow.

## Tuesday, the 2nd day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Hamley, Trutch, O'Reilly, Bushby, Ball, Alston, Drake, Helmcken, Davie, Humphreys, Ring, Robson, Wood, Holbrook, Havelock, Pemberton, Sanders.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Havelock gave notice of motion.

The Hon. Mr. Davie gave notice of motion.

Pursuant to the Order of the day, the Fence Bill was read third time, and it was Resolved that this Bill do pass, and that its title be "The Fence Ordinance, 1869."

Pursuant to the Order of the day, the Queen Charlotte Company Office Bill was read third time, and it was Resolved that this Bill do pass, and that its title be "The Queen Charlotte Mining Company's Office Ordinance, 1869."

Pursuant to the Order of the day, the Supply Bill was read third time, and it was Resolved that this Bill do pass, and that its title be "An Ordinance to apply the sum of Four hundred and nineteen thousand three hundred and thirty-five dollars and fifty cents, out of the General Revenue of the Colony for the contingent service of the year 1869."

Pursuant to the Order of the day, the Hon. Mr. Holbrook moved the following Resolution, the Hon. Mr. Humphreys seconding,

That the sum of \$1,500 be recommended to be allowed for the carriage of the Mails between Victoria and New Westminster, in addition to the amount already voted for that purpose, and that an amount be placed by His Excellency the Governor to meet the same on the Supplementary Estimates.

Whereupon a debate arose, during which the following Messages from His Excellency the Governor were received, which being read are as follows:—

*Message No. 5.*

FREDERICK SEYMOUR.

The Governor has received the Resolutions passed by the Legislative Council on the 20th January. He will forward to Her Majesty's Government that recommending a simplification of the mode of keeping the public accounts.

The other Resolutions are receiving his earnest consideration.

*Government House,  
2nd February, 1869.*

*Message No. 6.*

FREDERICK SEYMOUR.

The Governor has received the Resolution passed by the Legislative Council on the 26th January, in favour of his transmitting a Bill for the Registration of Births and Deaths.

The subject is one of great difficulty in this Colony, and the efforts made to pass an Ordinance for the purpose indicated failed on the Mainland.

As he cannot construct a measure which would satisfy himself, he forwards for the inspection of the Council a despatch from the Secretary of State forwarding a copy of an Ordinance passed in Ceylon, and which has there given satisfaction.

*Government House,  
2nd February, 1869.*

*Message No. 7.*

FREDERICK SEYMOUR.

The Governor has received the Resolution passed by the Legislative Council, asking for information respecting the delay of the Royal Assent to the Land Bill of 1867. It is not in the power of the Governor to forward copies of the correspondence which has passed on the subject, and if it were, but little information would be received by the Council from the papers he would lay before them.

It is believed that the existing laws relating to the acquisition of land are liberal. The matter is still under consideration.

*Government House,  
2nd February, 1869.*

*Message No. 8.*

FREDERICK SEYMOUR.

The Governor has received the Resolution passed by the Legislative Council, requesting him to transmit a Bill for the better administration of justice in causes of action between the Crown and the Subject.

He would remind the Council, that each individual member of it has the power of initiating Bills, which when perfect, receive the utmost consideration.

But he must add, that the present system does not, in his opinion, work unjustly towards any one.

The Crown simply represents the public interests.

*Government House,  
2nd February, 1869.*

The Hon. Mr. Helmcken rose to a question of Order, and it was decided by the Hon. the Presiding Member, that the Resolution of the Hon. Mr. Holbrook was not in order, having been already dealt with in the Estimates.

Pursuant to the Order of the day, the Hon. Mr. Holbrook moved, the Hon. Mr. Havelock seconding,

That a sum be recommended to be allowed for the conveyance of the Mails per steamer, between New Westminster and Yale, and that His Excellency be requested to place an amount to meet the same on the Supplementary Estimates.

On the question being put the Council divided.

*Ayes 6. Noes 11.*

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

Pursuant to Order, the Hon. Mr. Ring asked leave to bring in Probate Amendment Bill.

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

Read first time accordingly.

Second reading ordered for February 16th.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported the Bill complete with amendments.

Ordered to be read third time to-morrow.

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

Ordered that leave be granted to withdraw the same.

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

Ordered that leave be granted to withdraw the same.

Pursuant to the Order of the day, the Hon. Mr. Havelock asked whether it is the intention of the Government to cause one of the "Sister's" Rocks in the Fraser River to be removed this year, as recommended by the Council?

The Hon. the Chief Commissioner replied.

According to Order, the Hon. Mr. Robson moved, the Hon. Mr. Carrall, seconding,

That in the opinion of this Council it is of importance that the Department of Lands and Works should be so conducted as to afford those arriving in the Colony the fullest possible information respecting the country, its various resources, the Agricultural and Mineral Lands occupied, the lands still open for

pre-emption or purchase, the position and character of such lands, the rate of wages and the cost of living in the various districts, the population, stock, and improvements therein, and all other information likely to prove interesting or useful to persons desirous of settling in the country, or of engaging in any pursuit therein; that a branch of the Department, provided with the means of supplying all such information should be established at some convenient spot on the Mainland, and that an humble address be presented to His Excellency the Governor, embodying these views.

Moved in amendment by the Hon. Mr. Crease,

That the words from "that a" to "Mainland" be struck out, and that the words "that all Assistant Commissioners throughout the Colony should be provided with the means of supplying such information" be substituted.

The amendment having been put and carried.

On the amended Resolution being put, the Council divided.

*Ayes 12, Noes 2.*

So it was carried in the affirmative and Ordered accordingly.

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

That His Excellency the Governor be respectfully asked for Returns of moneys paid to elected or selected Members of the Legislative Councils of British Columbia since their formation, and to whom paid.

On the question being put the Council divided.

*Ayes 6, Noes 11.*

So the Resolution was lost.

Pursuant to Order, the Council went into Committee on the Health Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported the Bill complete, with amendments.

Ordered to be read third time on Monday next.

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

### Wednesday, the 3rd day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Bushby, O'Reilly, Pemberton, Ball, Sanders, Drake, Helmcken, Wood, Davie, Walkem, Robson, Holbrook, Havelock, Humphries.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Humphreys gave notice of motion.

On the Order of the day being read for the third reading of the Crown Costs Bill,  
The Order dropped.

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

That the Governor will be pleased to obtain and place before this Council, during the next ensuing Session, Statistics of the amount of the various Agricultural, Horticultural, and Dairy productions produced in Vancouver Island and on the banks of the Lower Fraser, during the year 1869, and similar information with regard to the Interior of the Mainland; also the quantity of Live Stock (domestic), the number of acres taken up, the number of farms and population existing in each respectively.

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

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

That in the opinion of this Council it would be beneficial to the Colony were a site appropriated for the deposition and continual exhibition of its natural and other productions.

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

According to Order, the School Bill was read second time.

Ordered to be committed on Friday next.

According to Order, the Fire Bill was read second time.

Ordered to be committed on Monday next.

According to Order, the Affidavits Bill was read a second time.

Ordered to be committed at once.

The Council went into Committee on the said Bill accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported the Bill complete with amendments.

Ordered to be read third time to-morrow.

Pursuant to the Order of the day, the Hon. Mr. Davie moved, that a day be named for the Council to consider Confederation with the Dominion of Canada.

A debate arose, which having terminated, and the question having been put, as to whether a day should be named to consider the question of Confederation, the Council divided.

*Ayes 10, Noes 5.*

So it passed in the affirmative, and it was Ordered that this subject be considered on Wednesday the 17th instant.

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

**Thursday, the 4th day of February, 1869.**

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Hamley, Trutch, Bushby, O'Reilly, Ball, Walkem, Wood, Alston, Pemberton, Robson, Helmcken, Carrall, Davie, Humphreys, Havelock, Ring, Sanders.

The Minutes of the previous Meeting were read and confirmed.

On the Order of the day being read therefor, Ordered that the discussion of Indian Affairs be postponed till the 10th instant.

Pursuant to the Order of the day, the Affidavits Bill was read third time, and it was Resolved, that this Bill do pass, and its title be the "Oaths Ordinance, 1869."

The Hon. Mr. Trutch, Chairman of a Select Committee, appointed to draw up a Report on the Petition of Robert Homfray, brought up the same, which was read as follows:—

Your Committee has duly taken the Petition of Robert Homfray into consideration, and have examined such witnesses as have been deemed necessary, and finds:—

1. That the claim as preferred by the Petitioner has been fully substantiated, to the extent of its being a debt against the Crown, in the event of funds being available from the Revenue of Leech River Ditch.

2. The Petitioner, however, asserts that the debt was assumed absolutely by the Government of Vancouver Island, contingent only on the Ditch being completed, and there being funds in the Colonial Treasury to meet the demand.

3. The testimony on this latter head is conflicting and unsatisfactory.

4. In view, however, of the fact that the Government has taken over the Ditch, and so far has availed itself of the services for which Mr. Homfray now claims to be paid, and considering that no revenues have been derived, or are likely, for some time to come, to be derived from such Ditch, your Committee is of opinion that the payment of the Petitioner's claim should be no longer deferred.

Ordered that the Report be adopted.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported further progress made, and asked leave to sit again.

Ordered that leave be granted for Monday next.

Pursuant to the Order of the day, the Hon. Mr. Robson moved, the Hon. Mr. Wood seconding, and it was Resolved *nem. con.*:—

That this Council is of opinion that the present practice of confining Lunatics in the common prisons of the Colony, is both inhuman and inconvenient, and that an humble address be presented to His Excellency the Governor, earnestly recommending that a suitable building may be provided in which such unfortunate persons may receive proper treatment.

On the Order of the day being read for the Committal of the Cattle Bill,

Ordered to be postponed till to-morrow.

The Standing Orders having been suspended,  
 The Hon. Mr. Ring gave notice of motion.  
 The Hon. Mr. Drake gave notice of motion.  
 The Hon. Mr. Helmcken gave notice of motion.  
 The Hon. Mr. Robson gave notice of motion.

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

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### Friday, the 5th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Hamley, Trutch, Bushby, O'Reilly, Ball, Walkem, Wood, Pemberton, Robson, Helmcken, Carrall, Davie, Drake, Havelock, Ring, Sanders.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Davie presented a Petition from the inhabitants of Chemainus.

Ordered to be read.

Read accordingly.

The Hon. Mr. Alston gave notice of motion.

The Hon. the Attorney General gave notice of 2 motions.

On the Order of the day being read for the third reading of the Crown Costs Bill,  
 Ordered to be committed.

The Council went again into Committee on the said Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported the Bill now complete.

Ordered to be read third time at once.

Read third time accordingly, and Resolved that this Bill do pass and its title be the "Crown Costs Ordinance, 1869."

Pursuant to the Order of the day, the adjourned debate on the Hon. Mr. Drake's Resolution regarding the Courts of the Colony was resumed, after which it was Ordered that the debate be again adjourned till Monday.

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

Ordered to be committed on Monday next.

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

Ordered to be committed on Thursday next.

On the Order of the day being read for the committal of the School Bill.

Ordered to be postponed till Tuesday next.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Sanders, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted for Monday next.

On the Order of the day being read for a motion standing in the name of the Hon. Mr. Drake, relative to Female Immigration.

Ordered that leave be granted to withdraw the same.

Motion withdrawn accordingly.

According to Order, the Hon. Mr. Helmcken moved, the Hon. Mr. Drake seconding,

That the Report of the Select Committee on the Petition of Robert Homfray be transmitted to the Governor, with a request that the claim should be paid, without its forming any precedent.

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

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

That a Select Committee be appointed to prepare and lay before this Council, during the present Session, a Scheme for promoting Immigration to this Colony, and for disseminating correct information respecting the same.

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

The Hon. the Presiding Member named the following Select Committee:—  
The Hon. Messrs. Robson, Drake, Ball, Bushby, Alston.

Then, on the motion of the Hon. Mr. Robson, the Council adjourned till 1 p.m. on Monday.

### Monday, the 8th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Ball, Alston, O'Reilly, Hamley, Wood, Davie, Walkem, Carrall, Helmcken, Ring, Sanders, Humphreys, Bushby, Robson.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Ring gave notice of motion.

The Hon. Mr. Walkem, Chairman of the Select Committee, brought up a Report in reference to the Drawbacks Bill, and other matters affecting the Customs.

Ordered that the same do lie on the table, and be considered on Wednesday next.

Ordered that the Drawbacks Bill be read second time on the same day.

Pursuant to Order, the Hon. Mr. Alston called the attention of the Government to the condition of the Victoria Cemetery, and asked the Hon. the Acting Colonial Secretary whether a site can be appropriated for a new Cemetery, outside the city limits?

The Hon. the Acting Colonial Secretary replied.

Pursuant to the Order of the day, the Hon. Mr. Crease asked leave to introduce the Victoria By-Law Bill.

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

Read first time accordingly.

Ordered to be read second time on Monday next.

Pursuant to the Order of the day, the Hon. Mr. Crease asked leave to introduce Municipal Amendment Bill.

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

Read first time accordingly.

Second reading ordered for Monday next.

On the Order of the day being read for the following question of the Hon. Mr. Humphreys,

The Hon. Member asked leave to make it the subject of an address to the Governor, as follows:—

That an humble address be presented to His Excellency the Governor, asking whether it is the intention of the Government to introduce a measure, in accordance with the intimation in the Opening Speech, to enable the people to elect nine Representatives, without being subject to the concurrence of the Governor or not?

The Hon. Member asked leave to withdraw the same.

Motion withdrawn accordingly.

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

*Message No. 9.*

FREDERICK SEYMOUR.

The Governor lays before the Legislative Council a Bill entitled "An Ordinance to regulate the Supreme Courts of Justice of British Columbia."

*Government House,*

*8th February, 1869.*

Ordered that the Bill be now read first time.

Read first time accordingly.

Second reading Ordered for to-morrow.

On the Order of the day being read for resuming the adjourned debate on the Hon. Mr. Drake's motion respecting the Courts,

Ordered that the same be postponed till to-morrow.

On the Order of the day being read for the committal of the Mining Bill,

Ordered that the same be postponed till Monday, 15th inst.

Pursuant to Order, the Council went again into Committee on the Health Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported the Bill complete.

Ordered to be read third time to-morrow.

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

On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported progress made, and asked leave to sit again.

Ordered that leave be granted for to-morrow.

Pursuant to Order, the Council went into Committee on the Game Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported the Bill complete with amendments.

Ordered to be read third time to-morrow.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Sanders, Chairman of the Committee, reported progress and asked leave to sit again.

Ordered that leave be granted for Wednesday next.

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

### **Tuesday, the 9th day of February, 1869.**

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Hamley, Trutch, O'Reilly, Bushby, Ball, Alston, Drake, Helmcken, Davie, Humphreys, Ring, Robson, Wood, Havelock, Pemberton, Sanders, Carrall, Walkem.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Crease gave notice of motion.

The Hon. Mr. Humphreys gave notice of motion.

On the Order of the day being read for a motion on promoting the manufacture of Beet Root Sugar, standing in the name of the Hon. Mr. Havelock,

Ordered that the same be postponed.

Postponed accordingly.

On the Order of the day being read for a question standing in the name of the Hon. Mr. Helmcken.

Ordered to be postponed.

Pursuant to Order, the Hon. Mr. Ring asked leave to bring in Harewood Railway Extension Bill.

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

Read first time accordingly.

Ordered to be read second time on Friday next.

Pursuant to the Order of the day, the Health Bill was read third time, and it was Resolved that this Bill do pass, and that its title be the "Health Ordinance, 1869."

On the Order of the day being read for the third reading of the Game Bill,  
The Hon. Mr. Davie moved that it be read this day six months.  
On the amendment being put the Council divided.

*Ayes 2, Noes 14.*

So the amendment was lost.

On the question of the third reading being put the Council divided.

*Ayes 14. Noes 2.*

So it was carried in the affirmative and the Bill was read third time, and it was Resolved that this Bill do pass and that its title be the "Game Ordinance, 1869."

On the Order of the day being read for the second reading of the Supreme Courts Bill,

The Hon. Mr. Ring moved that the next Order of the day be first dealt with.  
On the question being put the Council divided.

*Ayes 10, Noes 8.*

The names having been taken down as follows:—

<i>Ayes.</i>	<i>Noes.</i>
The Hon. Messrs. Ring, Wood, Davie, Humphreys, Havelock, Carrall, Helmcken, Robson, Walkem, Drake.	The Hon. Messrs. Crease, Trutch, O'Reilly, Alston, Sanders, Ball, Bushby, Hamley.

So it was carried in the affirmative and Ordered accordingly.

Pursuant to the last Order, the adjourned debate on the Hon. Mr. Drake's motion was resumed.

The following amendment of the Hon. Mr. Davie was withdrawn after a division on the question of leave being granted therefor.

*Ayes 10, Noes 8.*

That this Council is of opinion, that the existing condition of the Supreme Courts of this Colony is highly anomalous, mischievous, and inconvenient, and calls for immediate remedy at the hands of the Executive.

The original question was then put and carried, after a division:—

*Ayes 10, Noes 8.*

Resolved, That this Council is of opinion that the existing condition of the Supreme Courts of this Colony is highly anomalous, mischievous, and incon-

venient, and, pending an organic Ordinance for the establishment of one Supreme Court, an Ordinance should be passed forthwith to establish:—(1) A concurrent jurisdiction in each of the Supreme Courts throughout the entire Colony; (2) An appeal as of right from the decision of either of the existing Supreme Courts to the Judges of both Courts, with the addition of a third Judge of Appeal.

On the Order of the day being read for the second reading of the Supreme Courts Bill,

The Hon. Mr. Drake moved that the Bill be read this day six months.

Whereupon a debate arose, which having terminated,

The Hon. Member asked leave to withdraw his motion, on which the Council divided.

*Ayes 10, Noes 8.*

So it was carried in the affirmative, and Ordered that leave be granted to withdraw the motion.

The Hon. Mr. Robson then moved the following Resolution, the Hon. Mr. Walkem seconding:

That the Bill be referred to a Select Committee for the purpose of having it reconstructed, upon the basis set forth in the Resolution for the alteration of the Courts, and that the same Committee be instructed to draw up an Address to Her Majesty, shewing the condition of the Supreme Courts of this Colony, and praying for the establishment of one Supreme Court and a Court of Appeal.

On the question being put, the Council divided.

*Ayes 10, Noes 9.*

So it was carried in the affirmative and Resolved accordingly.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Ball, Chairman of the Committee, reported some progress made with the Bill, and asked leave to sit again.

Ordered that leave be granted for to-morrow.

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

The Hon. Mr. Robson moved that the Bill be read this day six months.

On the question being put the Council divided.

*Ayes 2, Noes 8.*

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

The Bill was then read second time.

Ordered to be committed on Monday next.

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

### Wednesday, the 10th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Hamley, Bushby, O'Reilly, Ball, Sanders, Drake, Helmcken, Davie, Walkem, Robson, Alston, Ring, Havelock, Humphreys.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Robson, Chairman of the Select Committee appointed to report on Female Immigration, brought up the following Report:—

Your Select Committee on the subject of Assisted Female Immigration have the honor to lay before the House the following Report on that important subject:—

1. Your Committee think that, taking into consideration the state of the Colony, they would not be justified in advising the House to apply to His Excellency the Governor for too large a grant of the public money to be employed for this purpose, but propose that for the first year, at least, the scheme should be on a limited and economical scale, and that His Excellency should respectfully be asked to appropriate the sum of \$3,500 towards carrying out the following scheme:—

2. Your Committee would suggest that assisted Immigration to the Colony should for the present be restricted to Female Servants, from the age of 18 to 30 years, and that the number for the first year be limited to 40. That, as the rate of passage and small incidental expenses is computed to be about \$175, the Government should be asked to supply \$75 of that sum, the person applying for a servant giving \$50 (in consideration of the small rate of wages at which a servant would be secured), and that the additional \$50 should be advanced by the person applying for a servant, this latter sum being refunded in monthly instalments by the servant from her wages; each servant to be bound down to two years' service.

3. That the Governor be requested to appoint a Board of three persons to assist in carrying out the proposed scheme, and that their duties should be as follows:—

1. The Board to have the disposal of the Government Grant for the furtherance of the proposed scheme.

2. To receive applications from persons desirous of obtaining servants, and deal with the same.

3. To make all necessary arrangements in England for procuring servants, according to the applications.

4. To take all necessary steps to promulgate all useful information with reference to the Colony, in Great Britain, San Francisco, and elsewhere.

5. To make periodical reports to His Excellency the Governor, of their proceedings.

All of which is respectfully submitted.

JNO. ROBSON,  
Chairman of Committee.

Ordered that the same be adopted and considered on Tuesday next.

Pursuant to an Order of yesterday's date, the Hon. the Presiding Member named the following Hon. Members to form a Select Committee to consider a Report on the Supreme Courts Bill:—

The Hon. Messrs. Robson, Drake, Havelock, Ring, Carrall.

Pursuant to the Order of the day, the Hon. the Attorney General introduced the Reconveyance Bill.

Ordered to be read first time at once.

Read first time accordingly.

Second reading Ordered for Tuesday next.

Pursuant to the Order of the day, the Hon. Mr. Humphreys moved, the Hon. Mr. Robson seconding, the following Resolution:—

That an humble address be presented to His Excellency the Governor, praying that the duty on horned cattle imported into British Columbia be increased to \$5 per head, duty on sheep to \$1 per head.

Moved in amendment by the Hon. Mr. Davie,

That the words after “praying that” be omitted, and “yearlings be admitted duty free” inserted in their place.

On the amendment being put the Council divided.

*Ayes 5, Noes 10.*

So the amendment was lost.

On the original question being put, the Council again divided.

*Ayes 9, Noes 7.*

So it was carried in the affirmative and Resolved accordingly.

Pursuant to the Order of the day, the Hon. Mr. Alston moved, the Hon. Mr. Ring seconding, the following Resolution:—

That an humble address be presented to His Excellency the Governor, respectfully requesting him to issue a Commission to enquire into and report upon the best system of administering Indian affairs, and managing their reserves.

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

*Ayes 12, Noes 2.*

So it was carried in the affirmative and Resolved accordingly.

On the Order of the day being read for the consideration of the Report of the Select Committee on Drawbacks and other matters, the following Reports were read and adopted.

Your Select Committee beg to report that they have carefully considered the provisions of the “Drawbacks Ordinance.”

The measure advocates three principles: 1st—The extension of the privileges of our Export Laws to all Vessels of ten tons and upwards; 2nd—The adoption of a system of Drawbacks in the nature of a Return of Customs Duties to Exporters of Goods who have paid the usual Import Dues thereon; and lastly—The abandonment of the present system of Certificates.

Your Committee are of opinion, and the weight of evidence tends to shew, that a great improvement in trade would follow the removal of the restrictions at present imposed upon it.

By the 117th Section of the Customs Act of 1853, vessels under 50 tons burden are precluded from engaging in our Export Trade, though its proportions have, since the Union of the Colonies, been seriously contracted.

To meet the wants of the Mercantile community, your Committee would strongly recommend the extension of the provisions of the above Statute to Vessels of ten tons burden and upwards.

Before passing to the consideration of the second part of the proposed Ordinance, your Committee beg to call the attention of this Council to what may be termed the Certificate system.

At present the Customs authorities require our Export Merchants to produce a Certificate, signed by a Foreign Collector of Customs, that the goods sold and shipped hence have been landed at the port of their destination. This requirement should be dispensed with, as the evidence taken on the subject shows that it tends to hamper trade to a serious extent.

With reference to the second principle of the Ordinance, your Committee believe that the proposed system of Drawbacks will, if adopted, materially revive and increase our Foreign Export business, by enabling our Merchants to sell to the Foreign consumer at prices which will give them manifest advantages over other competitors.

The provisions of the Ordinance should, in the opinion of your Committee, be extended to all classes of merchandize, except wines, spirits, and liquors.

Your Committee are further of opinion that the system or scheme of requiring sureties, as proposed in the Ordinance, is impracticable, and contrary to sound business principles. In other matters of detail the Ordinance requires amendments and alterations, which your Committee are prepared to submit for the consideration of this Council.

(Signed) GEO. A. WALKEM,  
Chairman.

Your Select Committee appointed by Resolution of this Council to enquire into the several matters therein contained, including the question of supplying Ships' Stores, &c., duty free, beg to report:—

That the evidence given upon the latter subject, is to the following effect:—

That previous to the extension of the Customs Laws of the Mainland to Vancouver Island, a very extensive business in supplying ships with stores, &c., was carried on; but since that period it has declined to such an extent as to be now comparatively insignificant. Many of the vessels which formerly bought their supplies and stores here, do so no longer, though still frequenting our Ports.

That vessels bound on a voyage, estimated to occupy a period of *forty days*, are allowed to purchase their stores, &c., out of Bond, duty free; but if the voyage be of a shorter duration, this privilege is denied them, though their destination be a Foreign Port.

That there are many large vessels sailing from this Colony to Foreign parts, upon voyages occupying less than forty days, and such vessels would, without doubt, purchase their stores here, if the restrictions mentioned were removed.

That no vessel of less than fifty tons burden should be entitled to purchase stores, &c., duty free.

Your Committee are, therefore, of opinion, that trade would be largely increased in the Colony, and no injury would eventually accrue to the Revenue of Customs, if Foreign bound vessels of fifty tons and upwards were permitted to purchase their Supplies, &c., duty free, however short the duration of their voyage might be.

(Signed) GEO. A. WALKEM,  
Chairman.

Your Select Committee, conformably to the Resolution of this Council, beg to report as follows:—

They would recommend that the present Pilotage system be abandoned, and the Pilots should in future be Salaried Officers of the Government.

That the Pilotage Fees should be merely nominal, and be collected by the Government.

That the Pilots should be under the control of the Customs Department.

That each Pilot be made an Officer of Customs.

That the Captain of the steamer Sir James Douglas be made an Officer of Customs also.

(Signed) GEO. A. WALKEM,  
Chairman.

Ordered that the Report on the Drawbacks Bill be sent down to the Committee when such Bill is committed.

According to Order, the Drawbacks Bill was read second time.

Ordered to be committed on Monday next.

According to Order, the Council went again into Committee on the School Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Ball, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted for Monday next.

On the Order of the day being read for the committal of the Fire Bill,

Ordered to be postponed till Monday.

Pursuant to Order, the Hon. Mr. Helmcken asked the Hon. the Chief Commissioner of Lands and Works, to give the Council any information in the possession of the Government, relative to the proposed construction of a Graving Dock at Esquimalt Harbour?

The Hon. the Chief Commissioner of Lands and Works replied.

Then, on the motion of the Hon. Mr. Alston, the Council adjourned till 1 o'clock, on Monday the 15th inst.

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### Monday, the 15th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs, Young, Crease, Trutch, Ball, Alston, Hamley, Bushby, Ring, Wood, Carrall, Helmcken, Drake, Walkem, Humphreys, Holbrook, Sanders, Robson, Pemberton, Davie.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Robson gave notice of motion.

The Hon. Mr. Holbrook gave notice of motion.

On the Order of the day being read for the second reading of the By-Law Bill,

Ordered to be postponed.

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

Ordered to be postponed till this day week.

On the Order of the day being read for the third reading of the Mining Bill.

Ordered to be deferred till to-morrow.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported the Bill complete with amendments.

Ordered to be read third time to-morrow.

On the Order of the day being read for the second reading of the By-law Bill.

A debate arose, which having terminated, and the question of the second reading being put, the Council divided.

*Ayes 8, Noes 4.*

So it was carried in the affirmative, and the Bill was read the second time. Ordered to be committed on Friday next.

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

That His Excellency the Governor be humbly requested to order that a voyage to any foreign port shall be considered of not less than 40 days' duration, and that Vessels of 50 tons burden and upwards, bound foreign, shall be allowed to have their stores duty free.

The Hon. the Collector of Customs moved in amendment, the Hon. Mr. Walkem seconding,

That Vessels of 50 tons and upwards, clearing for a foreign port, shall be allowed to have their stores duty free, in quantities proportioned to their respective voyages.

On the amendment being put, the Council divided.

*Ayes 5, Noes 10.*

So the amendment was lost.

On the original motion being put, the Council again divided.

*Ayes 10, Noes 7.*

So it was carried in the affirmative, and Resolved accordingly.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Sanders, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted to-morrow.

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

## Tuesday, the 16th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Hamley, Trutch, O'Reilly, Bushby, Alston, Ball, Drake, Helmcken, Davie, Humphreys, Ring, Robson, Wood, Carrall, Havelock, Sanders, Walkem, Holbrook.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Walkem gave notice of 3 motions.

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

Ordered to be committed on Friday next.

On the Order of the day being read for the consideration of the Report of the Select Committee on Female Immigration.

The Hon. Mr. Robson moved the following Resolution, the Hon. Mr. Ball seconding:—

*Resolved*, That an humble address be presented to His Excellency the Governor, recommending the adoption of the Immigration Scheme set forth in the Report of the Select Committee on that subject, and recommending the necessary appropriation of money for carrying out the same.

On the question being put it was carried *nemine contradicente*, and Resolved accordingly.

On the Order of the day being read therefor, the Reconveyance Bill was read the second time.

Ordered to be committed at once.

The Council went into Committee on the said Bill accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported the Bill complete, with amendments.

Ordered to be read third time to-morrow.

On the motion of the Hon. Mr. Ring, Ordered that the second reading of the Harewood Railway Bill be taken next.

Bill read second time accordingly.

Ordered to be committed at once.

The Council went into Committee accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported the Bill complete, with trifling amendments.

Ordered to be read third time to-morrow.

On the Order of the day being read for the committal of the Mining Bill,

Ordered to be postponed till Monday, next.

Pursuant to the Order of the day, the Anatomy Bill was read third time, and it was Resolved that this Bill do pass, and its title be the "Anatomy Ordinance, 1869."

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

On the Presiding Member resuming the Chair, the Hon. Mr. Ball, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted for Tuesday next.

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

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### Wednesday, the 17th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Ball, Alston, O'Reilly, Hamley, Wood, Davie, Walkem, Carrall, Helmcken, Ring, Sanders, Humphreys, Bushby, Holbrook, Drake, Pemberton, Robson.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Walkem gave notice of motion.

The Hon. Mr. Ring gave notice of motion.

The Hon. Mr. Helmcken gave notice of 3 motions.

Pursuant to the Order of the day, the Hon. Mr. Walkem asked leave to bring in the Civil Cases Bill.

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

Read first time accordingly.

Ordered to be read second time on Monday next.

Pursuant to the Order of the day, the Hon. Mr. Walkem asked leave to bring in Partnership Bill.

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

Read first time accordingly.

Second reading ordered for Monday next.

Pursuant to the Order of the day, the Hon. Mr. Walkem asked leave to bring in Companies Bill.

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

Read first time accordingly.

Ordered to be read second time on Monday next.

Pursuant to the Order of the day, the Harewood Railway Extension Bill was read third time, and it was Resolved that this Bill do pass, and that its title be the "Harewood Colliery Company's Railway Extension Ordinance, 1869."

Pursuant to the Order of the day, the Reconveyance Bill was read the third time, and it was Resolved that this Bill do pass, and its title be "The Vancouver Island Reconveyance Ordinance, 1869."

Pursuant to the Order of the day, the Council took into consideration the subject of Confederation.

The Hon. Mr. Davie moved the following Resolution, the Hon. Mr. Wood seconding:—

That this Council impressed with the conviction that under existing circumstances, the Confederation of this Colony with the Dominion of Canada would

be undesirable, even if practicable, urges Her Majesty's Government not to take any decisive steps towards the consummation of such Union.

Whereupon a debate arose, during which,

The Hon. Mr. Carrall moved in amendment, the Hon. Mr. Humphreys seconding:—

That this Council is of opinion, that in order to render Confederation of any practical benefit to British Columbia, the great territory lying east of the Rocky Mountains must first be transferred to the Dominion of Canada and opened up to Immigration and settlement; that, inasmuch as the transfer of that territory is still an open question, it would be premature for this Council to give any definite expression of opinion on the subject.

Which having been debated for some time, the Hon. Member asked leave to withdraw it.

Ordered that leave be granted.

Motion withdrawn accordingly.

The Hon. Mr. Alston then moved the following amendment, the Hon. Mr. Humphreys seconding:—

That however desirable Confederation with Canada may hereafter become, this Council believes that until the great territory intervening between this Colony and the Dominion is transferred to the Crown, and contains a larger and more settled population, it would be premature to express any definite opinion on the subject.

On this amendment being put, the Council divided.

*Ayes 5, Noes 11.*

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

<i>Ayes.</i>	<i>Noes.</i>
The Hon. Messrs. Havelock, Humphreys, Carrall, Robson, Walkem.	The Hon. Messrs. Davie, Trutch, Helmcken, Drake, Sanders, O'Reilly, Holbrook, Wood, Ring, Ball, Pemberton.

So the amendment was lost.

The Hon. Mr. Trutch then moved that the original motion be amended by the insertion of the word "present" between "the" and "consummation."

The Hon. Mr. Crease seconding.

On the question of this amendment being put, the Council divided.

*Ayes 11, Noes 5.*

The names having been taken down as follows:—

*Ayes.*

The Hon. Messrs. Davie,  
Trutch,  
Helmcken,  
Drake,  
Sanders,  
O'Reilly,  
Holbrook,  
Wood,  
Ring,  
Ball,  
Pemberton.

*Noes.*

The Hon. Messrs. Havelock,  
Humphreys,  
Carrall,  
Robson,  
Walkem.

So the amendment was carried.

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

*Ayes 11, Noes 5.*

The names having been taken down as follows:—

*Ayes.*

The Hon. Messrs. Davie,  
Trutch,  
Helmcken,  
Drake,  
Sanders,  
O'Reilly,  
Holbrook,  
Wood,  
Ring,  
Ball,  
Pemberton.

*Noes.*

The Hon. Messrs. Havelock,  
Humphreys,  
Carrall,  
Robson,  
Walkem.

So it passed in the affirmative, and it was Resolved,

That this Council, impressed with the conviction that under existing circumstances the Confederation of this Colony with the Dominion of Canada would be undesirable, even if practicable, urge Her Majesty's Government not to take any decisive steps toward the present consummation of such Union.

Then, on the motion of the Hon. Mr. Walkem, the Council adjourned till 1 p. m. to-morrow.

### Thursday, the 18th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Trutch, Bushby, Sanders, Carrall, Robson, Ball, Alston, Holbrook, Helmcken, Humphreys, Wood, Drake, Havelock, Hamley, Pemberton, O'Reilly.

On the Minutes of the previous Meeting being read, the following Protest was placed on the Books, after which, they were confirmed:—

PROTEST.

We, the undersigned Members of the Legislative Council, desire to place on record our protest against the action of the Council at its last sitting upon the subject of Confederation with Canada.

1. It has been conceded by all that the admission of British Columbia into the Dominion of Canada is not likely to take place until the territory intervening has first been admitted and more thickly settled. Under these circumstances it was premature and injudicious for the Council to discuss and pronounce an opinion on the subject.

2. The Council as at present constituted is not a Representative body, and hence does not fairly reflect public opinion on this subject.

3. The Colonists resident on the Mainland, the larger and more productive portion of the United Colony, together with a large minority in Vancouver Island, are nearly unanimous in favour of Confederation upon fair and equitable terms, when the proper time shall have come for its consummation. This will appear evident from the simple fact that all the Elective Members from the Mainland were returned as Confederationists, and that every one of those Members now join in this protest.

(Signed) R. W. W. CARRALL, Cariboo District,  
HENRY HAVELOCK, Yale District,  
T. B. HUMPHREYS, Lillooet District,  
E. G. ALSTON, J.P., (as to the first clause),  
JNO. ROBSON, New Westminster District,  
GEO. A. WALKEM, J.P.

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

That an humble address be presented to His Excellency the Governor recommending that a drawback of 75 cents may be allowed on every barrel of Flour manufactured within the Colony from imported Wheat, upon which Duty of Customs has been paid.

On the question being put, the Council divided.

*Ayes 9, Noes 6.*

So it was carried in the affirmative and Resolved accordingly.

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

That an humble address be presented to His Excellency the Governor, praying that a drawback may be granted upon Biscuit made in the Colony from imported Flour, equal to the duty on such Flour, provided that the Biscuit be exported.

Resolved accordingly.

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

That an humble address be presented to His Excellency the Governor, recommending him to grant the sum of \$1,000 as a reward to any party who will discover a suitable pass, proper to make a trail, from Columbia River, in the neighbourhood of Eagle Pass, to Wild Horse Creek, so as to avoid the river navigation of 150 miles to the mouth of the Kootenay River; the said pass to pass through the Selkirk Range of mountains at not a higher elevation than

2,500 feet; and His Excellency the Governor in Council to be the judge as to when the reward is earned.

On the question being put the Council divided.

*Ayes 2, Noes 8.*

So the Resolution was lost.

Pursuant to the Order of the day, the Hon. Mr. Walkem moved, the Hon. Mr. Ball seconding, the following Resolution:—

That an humble address be presented to His Excellency the Governor, requesting him to offer a premium of \$2,500, or such sum as he may deem fit or proper, for the erection, in this part of the Colony, of the first Gold Quartz Mill, capable of crushing not less than five tons per day; provided, also, that the said Mill shall have been worked *bona fide* for three months after its erection.

On the question being put, the Council divided.

*Ayes 2, Noes 10.*

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

On the Order of the day being read for the committal of the Loan Bill.

Ordered to be postponed.

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

That an humble address be presented to His Excellency the Governor recommending that for the purpose of encouraging the manufacture of Sugar from Beet Root in the Colony, the following bounty be offered:—

For the first 100 bags of Sugar, containing 100 lbs. each, \$1,000; for the same quantity produced the next succeeding year \$150; for the same quantity produced the next succeeding year \$100; provided that the said Sugar be manufactured in the Colony, and from beet grown therein.

On the question being put, the Council divided.

*Ayes 10, Noes 4.*

So it was carried in the affirmative and Resolved accordingly.

Pursuant to a deferred Order, the Council went into Committee on the Loan Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted for to-morrow.

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

### Friday, the 19th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Hamley, Trutch, Bushby, Sanders, Alston, Walkem, Holbrook, Robson, Humphreys, Ring, Pemberton, Drake, Havelock, Helmcken, Carrall, O'Reilly.

The Minutes of the previous Meeting were then read.

On the question of their being confirmed being put,

The Hon. Mr. Crease moved that a Protest on the subject of the vote on Confederation appearing therein be erased.

Whereupon a debate arose, which having terminated the Council divided.

*Ayes 8, Noes 10.*

So the motion was lost, and the Minutes were confirmed as read.

#### PROTEST.

The undersigned, Members of the Legislative Council of British Columbia, protest against the statements contained in the Protest placed yesterday upon the Journals against the vote of this Council on the subject of Confederation with Canada:—

1. Because the preamble thereto is wrong in principle, as reflecting upon the Council and as tending to restrict the undoubted right of the Council to discuss all matters relating to the Colony, and to come to a conclusion thereon.

2. Because, although it states that "It has been conceded by all that the admission of British Columbia into the Dominion of Canada is not likely to take place until the territory intervening has been admitted and more thickly settled," still that concession being only known by the result of the discussion, shews that the discussion itself was neither premature nor injurious.

3. Because it was necessary to pronounce an opinion upon the subject, for the following reasons:—

(a.) The present Session is the first held after a General Election, at which General Election the subject of Confederation was for the first time brought before the Constituencies, it was necessary for the Elected Members to express the opinion of their Constituents upon the subject.

(b.) The Council had, in answer to His Excellency the Governor's address at the opening of the Council, stated that "the important topics of Reciprocity and Confederation with Canada will be discussed, and trust that some satisfactory solution of these important questions will be arrived at."

(c.) The result of the discussion, differing from that arrived at in former Councils, proves the necessity, seeing that the last Resolution rescinds those of former Sessions.

(d.) The protestants themselves brought forward a Resolution pronouncing an opinion upon the subject, that Resolution however not being in accordance with their protest.

(e.) "Common report" tended to show that efforts were being made to induce Her Majesty's Government to join this Colony to the Dominion of Canada.

4. Because the second section of the said Protest is mere assertion.

5. Because the statement that "the Colonists resident upon the Mainland, together with a large minority in Vancouver Island, are nearly unanimous in favour of Confederation," is a mere assertion, but that all the Members returned by Vancouver Island were anti-Confederationists is a fact.

6. Because there is reason to believe that the statement "that all the Elective Members from the Mainland were returned as Confederationists" is incorrect; and "that every one of those Members join in this protest" is not a fact, because one Elected Member from the Mainland has not yet taken his seat in the Council.

(Signed) J. S. HELMCKEN, Victoria,  
M. W. T. DRAKE, Victoria,  
THOMAS L. WOOD, J.P.,  
HENRY HOLBROOK, J.P.,  
J. C. DAVIE, Victoria District.

The Hon. the Attorney General gave notice of 3 motions.

The Hon. Mr. Robson gave notice of motion.

On the Order of the day being read for the committal of the By-law Bill,

Ordered to be postponed till Monday next.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Pemberton, Chairman of the Committee, stated that the Committee had risen without a report, so the Probate Bill lapsed.

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

On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported progress made, and asked leave to sit again.

Ordered that leave be granted for Monday.

Then, on the motion of the Hon. Mr. Robson, the Council adjourned till 1 p. m. on Monday next.

### Monday, the 22nd day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Ball, Alston, Hamley, Bushby, Ring, Wood, Carrall, Helmcken, Drake, Walkem, Humphreys, Holbrook, Sanders, Robson, Pemberton, O'Reilly, Havelock, Davie.

The Minutes of the previous Meeting were read.

On the question of their confirmation being put, the Hon. Mr. Robson moved, the Hon. Mr. Carrall seconding:—

That the counter Protest now read in the Minutes of Friday's proceedings, be expunged.

Whereupon a debate arose, which having terminated, the Council divided.

*Ayes* 8, *Noes* 12.

The names having been taken down as follows:—

<i>Ayes.</i>	<i>Noes.</i>
The Hon. Messrs. Carrall, Havelock, Humphreys, Alston, Walkem, Trutch, Robson, Ball.	The Hon. Messrs. Crease, Hamley, Bushby, Helmcken, Drake, Wood, Davie, Sanders, O'Reilly, Pemberton, Ring, Holbrook.

So the amendment was lost, and the Minutes were confirmed.

The Hon. Mr. Holbrook gave notice of motion.

Pursuant to the Order of the day, the Hon. Mr. Helmcken asked leave to bring in the St. Andrew's Church Incorporation Bill.

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

Read first time accordingly.

Ordered to be read second time tomorrow.

Pursuant to the Order of the day, the Hon. Mr. Ring moved, the Hon. Mr. Holbrook seconding, the following Resolution:—

That the Governor be respectfully asked to direct that a sum of \$3,000 be entered on the Supplementary Estimates, to be applied to the repair of the Bridges and Roads in the District of Nanaimo.

After which, the Hon. Member asked leave to withdraw the same.

Ordered that leave be granted.

Motion withdrawn accordingly.

Pursuant to the Order of the day, the Hon. Mr. Crease moved, the Hon. Mr. Trutch seconding:

That an humble address be presented to His Excellency the Governor, requesting him to take the matter of Protests into consideration, and to send down to the Council a Standing Order regulating the insertion of Protests on the Minutes of the proceedings of the Council.

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

Pursuant to the Order of the day, the Hon. Mr. Robson moved, the Hon. Mr. Davie seconding, the following Resolution:—

That an humble address be presented to His Excellency the Governor, recommending that certain arrears due School Teachers be paid out of the sum voted in the Estimates for School purposes.

On the question being put the Council divided.

*Ayes 7, Noes 8.*

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

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

That there shall be three evening sittings of this Council per week during the remainder of this Session, viz.: on Mondays, Wednesdays, and Fridays. On such days, Mr. President shall leave the Chair at 5 o'clock p.m., without question put, and take the chair again at 7 o'clock p.m., at which time the business shall be taken up at the point where it may have been left off.

On the question being put the Council divided.

*Ayes 11, Noes 8.*

So it was carried in the affirmative and Resolved accordingly.

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

Ordered to be committed on Wednesday next.

On the Order of the day being read for the committal of the Mining Bill,

Ordered to be postponed till to-morrow.

On the Order of the day being read for the second reading of the Civil Cases Bill,  
Ordered to be postponed till Wednesday next.

On the Order of the day being read for the second reading of the Partnership Bill,  
Ordered to be postponed till Wednesday next.

On the Order of the day being read for the second reading of the Companies Bill.  
Ordered to be postponed till Wednesday next.

Pursuant to the Order of the day, the Road Bill was read first time.  
Ordered to be read second time to-morrow.

Pursuant to the Order of the day, the Hon. the Attorney General introduced the  
Volunteer Bill.

Ordered to be read first time at once.

Read first time accordingly.

Second reading Ordered for Thursday next.

The Hon. Mr. Crease moved that the Council do now adjourn till 11 to-morrow.  
On the question being put the Council divided.

*Ayes, 6, Noes 11.*

So the motion was lost.

Pursuant to Order, the Council went into Committee on the By-Law Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Ball, Chairman  
of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted for Thursday.

Pursuant to the Order of the day, the Hon. the Attorney General introduced the  
Pre-emption Bill.

Ordered that the Bill be now read first time.

Read first time accordingly.

Second reading Ordered for Friday next.

Pursuant to the Order of the day, the Hon. the Attorney General introduced his  
Stipendiary Magistrates Bill.

Ordered to be read first time.

Read first time accordingly.

Ordered to be read second time on Wednesday.

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

## Tuesday, the 23rd day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Hamley, Bushby, O'Reilly,  
Wood, Sanders, Drake, Helmcken, Carrall, Walkem, Robson, Alston, Ring,  
Havelock, Humphreys, Holbrook.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Robson, Chairman of a Select Committee, appointed to consider the Supreme Court Bill, brought up a Report.<sup>7</sup>

Ordered that the same be read.

Read accordingly.

The Hon. Mr. Crease moved that this Report be considered the day after to-morrow.

The Hon. Mr. Walkem moved, in amendment, that it be considered to-morrow.

On the amendment being put the Council divided.

*Ayes 12. Noes 8.*

So it was carried in the affirmative and Ordered accordingly.

The Hon. Mr. Ring gave notice of motion.

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Walkem gave notice of 2 motions.

Pursuant to the Order of the day, the Hon. Mr. Holbrook moved, the Hon. Mr. Alston seconding, the following Resolution:—

That a Select Committee be appointed to draw up and submit for the approval of His Excellency, proper Standing Orders respecting the introduction of Private Bills, and regulating the fees to be charged thereon.

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

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

On the Presiding Member resuming the Chair, the Hon. Mr. Ball, Chairman of the Committee, reported the Bill complete.

Ordered to be read third time to-morrow.

On the Order of the day being read for the second reading of the St. Andrew's Church Bill,

A debate arose, during which,

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

*Message No. 10.*

FREDERICK SEYMOUR.

The Governor lays before the Legislative Council the Returns respecting the Schools of Vancouver Island,<sup>8</sup> called for in their Resolution of the 12th of January.

*Government House,  
23rd February, 1869.*

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

*Ayes 10, Noes 4.*

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

Ordered to be committed on Thursday next.

<sup>7</sup> *Ibid.*, pp. v-vi.

<sup>8</sup> *Ibid.*, pp. vi-vii.

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

Ordered to be committed on Friday next.

Pursuant to the Order of the day, the Council went into Committee on the Draw-backs Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Sanders, Chairman of the Committee, reported the Bill complete.

Ordered to be read third time on Thursday next.

Then, on the motion of the Hon. Mr. Robson, the Council adjourned till 11 o'clock, to-morrow.

### Wednesday, the 24th day of February, 1869.

The Council met at 11 o'clock, pursuant to adjournment.

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Hamley, Trutch, Bushby, O'Reilly, Ball, Walkem, Wood, Pemberton, Robson, Helmcken, Carrall, Davie, Drake, Havelock, Ring, Sanders, Alston, Holbrook, Humphreys.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Holbrook gave notice of motion.

The Hon. Mr. Robson gave notice of motion.

The Hon. Mr. Helmcken gave notice of motion.

Pursuant to the Order of the day, the School Bill was read third time, and it was Resolved that this Bill do pass, and its title be "The Common School Ordinance, 1869."

On the Order of the day being read for a motion relative to Customs Certificates, standing in the name of the Hon. Mr. Helmcken,

Ordered that leave be granted to withdraw the same.

Withdrawn accordingly.

Pursuant to the Order of the day, the Hon. Mr. Ring moved, the Hon. Mr. Drake seconding, the following Resolution:—

That the Governor be respectfully requested to issue a Commission to revise and consolidate the Laws of the Colony.

On the question being put, the Council divided.

*Ayes 10, Noes 4.*

So it was carried in the affirmative, and Resolved accordingly.

Pursuant to the Order of the day, the Hon. Mr. Helmcken moved, the Hon. Mr. Ring seconding, the following Resolution:—

That a respectful address be presented to His Excellency the Governor, asking for copies of the correspondence relating to the demand of the Chief

Justice of Vancouver Island to retain certain portions of the Fees of the Inferior Courts of Civil Justice, and of the Bankruptcy Court.

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

Pursuant to the Order of the day, the Hon. Mr. Walkem asked leave to bring in Law of Evidence Bill.

On the question being put, the Council divided.

*Ayes 14, Noes 4.*

So it was carried in the affirmative and Ordered that leave be granted.

Pursuant to the Order of the day, the Hon. Mr. Walkem asked leave to bring in the Replevin Bill.

On the question being put, the Council divided.

*Ayes 14, Noes 4.*

So it was carried in the affirmative and Ordered that leave be granted.

Pursuant to the Order of the day, the Council took into consideration the Report of the Select Committee on the Supreme Courts Bill.

The Hon. Mr. Robson moved that the Report be adopted.

The Hon. the Attorney General moved in amendment,

That an Ordinance to regulate the Supreme Courts of Justice of British Columbia be now read a second time, and that the Report of the Select Committee on the Supreme Courts Bill be considered in Committee of the whole House.

The Hon. Mr. Robson then withdrew his motion, leave having been granted.

On the motion of the Hon. the Attorney General being put,

It was carried in the affirmative and the Bill was read second time.

Ordered to be committed forthwith, and that the Report of the Select Committee be sent down to the Committee.

The Council went into Committee accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported the Bill complete, with amendments, and asked leave to sit again on the Report.

Ordered that the Bill be read third time to-morrow, and that leave be granted to the Committee to sit again presently.

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

*Message No. 11.*

FREDERICK SEYMOUR.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Ordinance to establish Banks for Savings within the Colony of British Columbia."

*Government House,  
23rd February, 1869.*

A further Message from His Excellency, read as follows:—

*Message No. 12.*

FREDERICK SEYMOUR.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Ordinance for promoting the Public Health in the Colony of British Columbia."

*Government House,  
23rd February, 1869.*

A further Message from His Excellency, read as follows:—

*Message No. 13.*

FREDERICK SEYMOUR.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Ordinance to appropriate the sum of \$419,335.50, out of the General Revenue of the Colony, for the contingent service of the year 1869."

*Government House,  
23rd February, 1869.*

A further Message from His Excellency, read as follows:—

*Message No. 14.*

FREDERICK SEYMOUR.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Ordinance to enable the Queen Charlotte Mining Company, Limited, to change their Registered Office from the City of New Westminster to the City of Victoria."

*Government House,  
24th February, 1869.*

A further Message from His Excellency, read as follows:—

*Message No. 15.*

FREDERICK SEYMOUR.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Ordinance respecting the appointment of Commissioners to take Affidavits and Bail."

*Government House,  
24th February, 1869.*

A further Message from His Excellency, read as follows:—

*Message No. 16.*

FREDERICK SEYMOUR.

The Governor lays before the Legislative Council a Comparative Statement of Revenue and Expenditure of the Colony of British Columbia for the year 1867, as certified by the Auditor General.

The amount provided for by Acts for the service of the year was .....	\$706,853.30
The actual Expenditure .....	505,868.42
Leaving saved or unexpended .....	\$200,984.88

It will be seen, however, on reference to the details of expenditure, that there is included in the actual expenditure a sum of \$85,476.29 made up of disbursements either in excess of distinct votes or occasioned by the unforeseen requirements of the public service. These disbursements are consequently not covered by the Appropriation Act for the year.

It will also be seen by the enclosed Statement that the sum of \$12,073.76 is included in the disbursements of the year, on account of arrears of expenditure for Vancouver Island; and \$36,915.93 on account of arrears of the Mainland for previous years.

The Governor forwards a Bill to authorize this expenditure.

*Government House,  
24th February, 1869.*

Ordered that the above Message be printed, and the Bill now read first time.  
Read first time accordingly.

Ordered to be read second time on Monday next.

Pursuant to Order, the Council went into Committee on the Report of the Select Committee on the Supreme Courts Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported the following Resolution for the adoption of the Council:—

That the Report of the Supreme Courts Bill be referred back to the Select Committee.

Ordered that the Report be referred back accordingly.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported that he had been directed to ask the Presiding Member if it were competent for the Committee to move the Resolution handed in.

The Hon. the Presiding Member deferred judgment.

According to Order, the Council went into Committee on the Municipal Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Walkem, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted for to-morrow.

The Council then adjourned during pleasure.

On the Council resuming its sitting, and pursuant to the Order of the day, the Civil Cases Bill was read second time.

Ordered to be committed at once.

The Council went into Committee accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported the Bill complete, with amendments.

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

According to Order, the Partnership Bill was read second time.

Ordered to be committed forthwith.

The Council went into Committee accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported the Bill complete, with amendments.

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

On the Order of the day being read for the second reading of the Companies Bill,  
Ordered to be postponed till Friday.

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

Ordered to be committed forthwith.

The Council went into Committee on the said Bill accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, 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, the Council went into Committee on the Cattle Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Sanders, Chairman of the Committee, reported the Bill complete, with amendments.

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

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

### Thursday, the 25th day of February, 1869.

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Trutch, Bushby, Sanders, Carrall, Robson, Ball, Alston, Holbrook, Helmcken, Humphreys, Wood, Drake, Hamley, Crease, Pemberton, O'Reilly, Walkem, Ring, Davie.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Robson, Chairman of the Select Committee on the Supreme Court Bill, brought up a supplement to their Report, in the shape of an address to the Queen on the subject of the condition of the Courts of the Colony.

Ordered to be read.

Read accordingly.

Ordered that the Report be received and considered on Tuesday next.

Pursuant to the Order of the day, the Hon. Mr. Holbrook moved the following Resolution, the Hon. Mr. Robson seconding:—

That the Government be recommended to make provision for the establishment of a labour exchange, with an Office at New Westminster, and another at Victoria.

On the question being put, the Council divided.

*Ayes 9, Noes 7.*

So it passed in the affirmative and was Resolved accordingly.

Pursuant to the Order of the day, the Hon. Mr. Robson asked leave to bring in Victoria City Water Bill.

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

Read first time accordingly.

Ordered to be read second time on Wednesday next.

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

That a sum of money (say \$500) be granted to any one who discovers the best line of road to Cowichan.

After which, the Hon. Member asked leave to withdraw the same.

Withdrawn accordingly.

On the Order of the day being read therefor, the Stipendiary Magistrates Bill was read the third time, and it was Resolved that this Bill do pass and that its title be "The Stipendiary Ordinance, 1869."

Pursuant to the Order of the day, the Partnership Bill was read the third time, and it was Resolved that this Bill do pass, and its title be "The Partnership Ordinance, 1869."

Pursuant to the Order of the day, the Civil Cases Bill was read third time, and it was Resolved that this Bill do pass, and its title be the "Civil Procedure Ordinance, 1869."

On the Order of the day being read for the third reading of the Supreme Court Bill, The Hon. Mr. Drake moved that it be read third time this day six months. On the question being put, the Council divided.

*Ayes 8, Noes 11.*

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

<i>Ayes.</i>	<i>Noes.</i>
The Hon. Messrs. Ring, Wood, Davie, Humphreys, Carrall, Helmcken, Drake, Robson, Walkem.	The Hon. Messrs. Crease, Hamley, Bushby, Alston, Trutch, Sanders, O'Reilly, Holbrook, Ball, Pemberton.

The vote was found to stand, *Ayes 9, Noes 10*, the Hon. Mr. Davie having voted in the negative, but on the names being taken down, claimed to have voted in the affirmative.

The claim was overruled by the Presiding Member, who declared the vote to stand as originally declared, *Ayes 8, Noes 11*.

So the amendment was lost.

On the question of the third reading of the Bill being put, the Council divided.

*Ayes 10, Noes 8.*

The names having been taken down as follows:—

<i>Ayes.</i>	<i>Noes.</i>
The Hon. Messrs. Crease, Hamley, Bushby, Alston, Trutch, Holbrook, Sanders, Ball, O'Reilly, Pemberton.	The Hon. Messrs. Ring, Wood, Davie, Humphreys, Carrall, Helmcken, Drake, Robson.

So it was carried in the affirmative, and the Bill was then read third time accordingly, and Resolved that this Bill do pass and its title be the "Supreme Courts Ordinance, 1869."

On the Order of the day being read for the third reading of the Drawbacks Bill, The Hon. Mr. Drake moved that the Standing Orders be suspended to enable the said Bill to be recommitted.

The Standing Orders having been suspended, *nemine contradicente*, the Bill was recommitted.

On the Presiding Member resuming the Chair, the Hon. Mr. Sanders, Chairman of the Committee, reported the Bill now complete.

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

Read third time accordingly, and it was Resolved that this Bill do pass, and its title be the "Drawbacks Ordinance, 1869,"

The Hon. Mr. Holbrook *dissentiente*.

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

*Message No. 17.*

FREDERICK SEYMOUR.

The Governor acquaints the Legislative Council that he has assented, on behalf of Her Majesty, to a Bill entitled "An Ordinance respecting the Reconveyance of Vancouver Island to the Crown."

*Government House,  
25th February, 1869.*

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

Ordered to be postponed till to-morrow.

On the Order of the day being read for the committal of the By-Law Bill,

The question being put, the Bill lapsed, the motion to leave the Chair having been negatived.

Pursuant to the Order of the day, the Council went into Committee on the St. Andrew's Church Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted for to-morrow.

Pursuant to Order, the Council went into Committee on the Municipal Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. Walkem, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted to sit again presently.

The Council adjourned during pleasure.

On resuming its sitting, the Council went again into Committee on the Municipal Bill.

On the Presiding Member resuming the Chair, the Hon. Walkem, Chairman of the Committee, reported progress made, and asked leave to sit again.

Ordered that leave be granted for Monday.

The Hon. Mr. Helmcken asked that the Standing Orders be suspended, to enable him to give notice of motion.

Motion negatived.

The Hon. Mr. Robson moved that the Standing Orders be suspended, to enable him to give notice of motion.

Standing Orders suspended, and the Hon. Member gave notice of motion.

The Hon. the Presiding Member, pursuant to a Resolution of yesterday's date, appointed the following Hon. Members as a Select Committee on Private Bills: The Hon. Messrs. Holbrook, Alston, Wood, Helmcken, Havelock.

The Hon. the Presiding Member gave his decision on a question of Order from the Chairman of the Mining Bill Committee, referred yesterday.

That the amendment offered was out of order, the clause to which it referred having been already reported complete, and the Report having been adopted.

Then, on the motion of the Hon. Mr. Crease, the Council adjourned till 11 o'clock to-morrow.

### Friday, the 26th day of February, 1869.

The Council met at 11 o'clock, pursuant to adjournment.

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Hamley, Trutch, Bushby, Sanders, Ball, Alston, Davie, Wood, Robson, Humphreys, Ring, Pemberton, Carrall, Havelock, Helmcken, O'Reilly.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Helmcken gave notice of motion.

Pursuant to the Order of the day, the Hon. Mr. Robson moved, the Hon. Mr. Havelock seconding:

That an humble address be presented to His Excellency the Governor, recommending that the article of Boiler Tubes, having evidently been inadvertently omitted from the free list, may be included therein, and that the proper Officer be instructed to that effect.

On the question being put, the Council divided.

*Ayes 7, Noes 8.*

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

Pursuant to the Order of the day, the Pre-emption Bill was read second time.

Ordered to be committed at once.

The Council went into Committee accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported the Bill complete with amendments.

Ordered to be read third time to-morrow.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported the Bill complete with amendments.

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

The Council adjourned during pleasure.

On the Council resuming its sitting,

According to Order, the Companies Bill was read second time.

Ordered to be committed forthwith.

The Council went into Committee accordingly.

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported progress, and asked leave to sit again.

Ordered that leave be granted for Monday next.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Wood, Chairman of the Committee, reported the Bill complete.

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

Pursuant to the Order of the day, the Council went into Committee on the St. Andrew's Church Bill.

On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported the Bill complete with amendments.

Ordered that the Report be adopted, and the Bill read third time on Wednesday next.

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

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported the Bill complete.

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

The Standing Orders having been suspended, on the motion of the Hon. Mr. Trutch, the Hon. Member gave notice of motion.

The Standing Orders having been suspended, on the motion of the Hon. the Attorney General, the Hon. Member gave notice of motion.

The Council adjourned during pleasure.

On the Council resuming its sitting,

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

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, Chairman of the Committee, reported progress and asked leave to sit again.

Ordered that leave be granted for Tuesday next.

Then, on the motion of the Hon. Mr. Ball the Council adjourned till 1 p. m. on Monday next.

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**Monday, the 1st day of March, 1869.**

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

The Hon. the Acting Colonial Secretary in the Chair as Presiding Member.

Present,—The Hon. Messrs. Young, Crease, Trutch, Ball, Alston, Hamley, Bushby, Ring, Wood, Helmcken, Drake, Walkem, Humphreys, Pemberton, Davie.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Davie gave notice of motion.

The Hon. Mr. Helmcken gave notice of motion.

Pursuant to the Order of the day, the Cattle Bill was read third time, and it was Resolved that this Bill do pass, and that its title be the "Cattle Ordinance, 1869."

Pursuant to the Order of the day, the Pre-emption Bill was read the third time, and it was Resolved that this Bill do pass, and its title be "The Pre-emption Payment Ordinance, 1869."

On the Order of the day being read for the third reading of the Road Bill,  
Ordered to be deferred till later in the day.

Pursuant to the Order of the day, the Mining Bill was read the third time, and it was Resolved that this Bill do pass, and its title be the "Mineral Ordinance, 1869."

Pursuant to the Order of the day, the Hon. Mr. Trutch introduced the Water Bill.  
Ordered to be read first time at once.  
Read first time accordingly.  
Second reading Ordered for Thursday next.

Pursuant to the Order of the day, the Hon. Mr. Crease asked leave to bring in Religious Institutions Bill.  
Ordered that leave be granted, and the Bill now read first time.  
Read first time accordingly.  
Ordered to be read second time to-morrow.

Pursuant to the Order of the day, the Supplemental Supply Bill was read second time.  
Ordered to be committed to-morrow.

Pursuant to the Order of the day, the Council went again into Committee on the Fire Aid Bill.  
On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported the Bill complete.  
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 Municipal Bill.