

JOURNALS
OF THE
LEGISLATIVE COUNCIL
OF
BRITISH COLUMBIA

17 DECEMBER 1868 TO 15 MARCH 1869

IN THE
32ND YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA

BEING THE SIXTH SESSION OF THE LEGISLATIVE COUNCIL OF
BRITISH COLUMBIA

ROLL

OF THE

HONORABLE THE LEGISLATIVE COUNCILLORS

OF

British Columbia,

FOR THE SIXTH SESSION OF THE LEGISLATIVE COUNCIL,
BEING THE YEARS 1868-9, 32° VICTORIÆ.

WILLIAM A. G. YOUNG, ACTING COLONIAL SECRETARY AND PRESIDING MEMBER.

HENRY P. PELLEW CREASE, ATTORNEY GENERAL.

JOSEPH WILLIAM TRUTCH, CHIEF COMMISSIONER OF LANDS AND WORKS AND
SURVEYOR GENERAL.

WYMOND OGILVY HAMLEY, COLLECTOR OF CUSTOMS.

ARTHUR THOMAS BUSHBY, ACTING POSTMASTER GENERAL.

EDWARD GRAHAM ALSTON, J. P.

HENRY MAYNARD BALL, J. P.

HENRY HOLBROOK, J. P.

PETER O'REILLY, J. P.

AUGUSTUS FREDERICK PEMBERTON, J. P.

EDWARD HOWARD SANDERS, J. P.

GEORGE ANTHONY WALKEM, J. P.

THOMAS LETT WOOD, J. P.

WILLIAM WEIR CARRALL, CARIBOO.

JOHN C. DAVIE, VICTORIA DISTRICT.

MONTAGUE WILLIAM TYRWHITT DRAKE, VICTORIA CITY.

HENRY HAVELOCK, YALE.

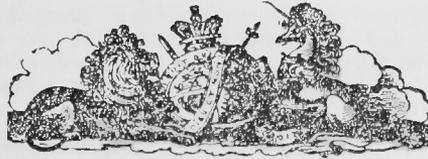
JOHN SEBASTIAN HELMCKEN, VICTORIA CITY.

THOMAS B. HUMPHREYS, LILLOOET.

DAVID BABINGTON RING, NANAIMO.

JOHN ROBSON, NEW WESTMINSTER.

V.



R.

FREDERICK SEYMOUR.

L.S.

PROCLAMATION

By His Excellency FREDERICK SEYMOUR, ESQUIRE, Governor and Commander-in-Chief in and over the Colony of British Columbia and its Dependencies, Vice-Admiral and Ordinary of the same, &c., &c.

To the Honorable the Legislative Councillors of the said Colony, and every of them, and whom else it may concern;

Greeting.

KNOW YE that I, FREDERICK SEYMOUR, under and by virtue of all powers and authorities in me in that behalf vested, do hereby command and, by the tenor of these presents, enjoin you and each of you that on Thursday, the seventeenth day of December, One thousand eight hundred and sixty-eight, at the Council Chamber, Victoria, personally you be and appear **FOR THE DISPATCH OF BUSINESS**, to treat and conclude upon those things which in the said Legislative Council may be ordained.

GIVEN under my hand and the Public Seal of the Colony, at Government House, Victoria, in the Colony of British Columbia, this third day of December, in the year of Our Lord One thousand eight hundred and sixty-eight, and in the thirty-second year of Her Majesty's Reign.

By His Excellency's Command.
WILLIAM A. G. YOUNG.

NOTICE.

COLONIAL SECRETARY'S OFFICE,
3rd December, 1868.

IN obedience to Her Majesty's command, the Governor has appointed the following Public Officers to be, during Her Majesty's pleasure, Members of the Legislative Council of British Columbia:—

The Honorables
William Alexander George Young,
Henry Pering Pellew Crease,
Joseph William Trutch,
Wymond Ogilvy Hamley,
Arthur Thomas Bushby,

the Officers lawfully acting for the time being as Colonial Secretary, as Attorney General, as Chief Commissioner of Lands and Works, as Collector of Customs, as Postmaster General, respectively, for the said Colony.

The Governor has been further pleased to appoint the undermentioned gentlemen to be Members of the said Legislative Council, viz:—

The Honorables
Edward Graham Alston,
Henry Maynard Ball,
Henry Holbrook,

Peter O'Reilly,
 Augustus Frederick Pemberton,
 Edward Howard Sanders,
 George Anthony Walkem,
 Thomas Lett Wood.

The following appointments to the Council have been made by the Governor, in deference to the wishes of the people, as expressed in the Districts mentioned after each Honorable gentleman's name:—

The Honorables

William Weir Carrall, Cariboo,
 John C. Davie, Victoria District,
 Montague William Tyrwhitt Drake, Victoria City,
 Henry Havelock, Yale,
 John Sebastian Helmcken, Victoria City,
 Thomas B. Humphreys, Lillooet,
 David Babington Ring, Nanaimo,
 John Robson, New Westminster.

Provided, always, that such appointments as last mentioned shall be provisional only as aforesaid; and provided, also, that they shall continue in force, unless previously determined, until the first day of August, A.D. 1871, and no longer.

By His Excellency's Command.

WILLIAM A. G. YOUNG.

Thursday, the 17th day of December, 1868.

Pursuant to the above Proclamation, the Legislative Council met this day, the following Members being present:—

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

At 2 o'clock p.m., His Excellency Frederick Seymour, Governor of the Colony, entered the Council Chamber, accompanied by his Private Secretary, and, being seated in the President's Chair, administered the oaths of allegiance and office to the Members present.

His Excellency then delivered the following gracious Speech:—

Honorable Gentlemen of the Legislative Council:

In meeting you for the first time in our new Capital, it is my pleasing duty to state that the Colony does not appear to be in a position to create despondency.

It is true that the brilliant days of the early discovery of gold have not returned, nor do they seem likely to do so. The bars on the Fraser which once furnished occupation to ten or twelve thousand men are now abandoned to the rockers of some half-dozen Chinamen. Yet Cariboo, in spite of the disastrous fire at Barkerville, which awoke all our sympathies, continues to improve. New creeks of great promise are being discovered in the District, and I am informed that the yield of gold will exceed that of any preceding year. Further South, at the Kootenay, a new Gold Field, of which the most favourable expectations are entertained, is already being worked by a considerable body of Miners. The farming resources of the Country are being developed to an extent little anticipated at the time when Gold Mining was the prominent thought in every mind. In the Yale District alone forty-six new farms were established previous to the month ending with August, in the year about to expire. Nor must I forget to congratulate you on the extensive exportation of Spars and Lumber which we now see going on, and on the general prosperity of our principal Coal Mines.

Before entering formally on the business of the present Session, it will be well that I should inform you of the fate of the measures already passed. The great majority of the Ordinances have been confirmed by Her Majesty. I shall not mention them in detail, but I specify those which have not been thus favourably received.

The Act to incorporate the Sisters of Saint Ann has been thought to savour too much of the principles of Mortmain.

The Mortgage Bill is considered objectionable by the Secretary of State, who has consequently been unable to advise its allowance by Her Majesty. Further information on this subject shall be laid before you by Message.

A decision on the Land Bill of the last Session is deferred, pending the consideration of certain returns which I have, by command, forwarded to the Secretary of State.

The Judiciary Bill has not been allowed: nor can it be so, until Her Majesty's Government are in a position to provide for one of the two Chief Justices of the Colony. No exertion has been wanting on my part in the past, nor shall be in the future, to secure a solution of an embarrassing question.

To turn to the work before us. I shall lay before you a Bill to provide for the fencing of land in British Columbia. The subject is one of very considerable difficulty, and I should have hesitated in moving in it, but that I know that the measure will not pass through your hands without ample consideration.

It has been found that the system of Royalties and Inspection of Accounts on behalf of the Government now in use in the Mining Leases of the Crown, by no means give satisfaction to the people, nor profit to the Treasury. Companies likewise object to the usual clauses, under the present leasing system, to ensure effectual working, and to satisfy the Government as to the amount of Capital paid up. I propose to you to abandon the principle of Mining Leases save as ancillary to the general system which I am about to submit. It is desirable, in my opinion, that any person of whatever nationality, who shall duly, as will be provided, obtain and effectually work a tract of Mining Ground, should have every facility for acquiring a Fee. The Bill will be so soon before you that I shall not enter into further details. Suffice it to say that you will find it sufficiently liberal. The machinery for working the measure is largely borrowed from the Gold Mining Laws which have given general satisfaction. Silver, Copper, Lead, Cinnabar, and Coal are within the provisions of the Bill. As I contemplate obtaining a very large renunciation of the rights of the Crown, a suspending clause will be necessary in our enactment.

Some amendments in the Vancouver Island Road Act shall be proposed to you.

A Bill is in preparation, intended to confer very considerable powers upon a Board of Health to be appointed in case of need by the Governor.

The scarcity of our securities in the market, and the high price which they command, shews that confidence in the financial stability of the Colony is sufficiently restored to justify me in proposing to you the establishment of a Savings Bank. A Bill for the purpose will be laid before you. I propose that a moderate rate of interest shall be allowed on deposits above a certain amount, and that the depositor shall have the security of the General Revenue.

A Bill to legalize the unforeseen Expenditure of the year 1867 is ready for your consideration. Let me assure you that it contains nothing unusual. There are certain amounts paid for compensation to Public Servants for loss of office, and others to cover the necessary expenses growing out of the now almost forgotten complications on Grouse Creek.

The Estimates for the ensuing year shall be brought at once before you. It is therefore needless that I should enter into any lengthened consideration of their details. They are not unreasonable. The expectations for 1869 are founded upon the experience of 1868. The accounts have not yet been received from the outlying districts of this vast territory; but we are already in a position to state that the Receipts will, within a few dollars, equal the Revenue estimated for the current year. I am not aware of any unusual expenditure for which to invoke your support. The Public debt has been considerably reduced, yet large sums have been expended on works of public utility, such as keeping the main lines of communication with the Gold Mines and the logging stations in a good condition. Certain Bridges near Victoria have been repaired. A new one is in course of construction, and the

channel within our harbour is now being clearly marked out. The Buoys at the mouth of the Fraser have been put into repair again.

As the Revenue shows more elasticity you will find in the Estimates for 1869 a greater amount than usual asked for the repair of the Public Roads, and for the support of Schools and Hospitals. It is sought likewise to obtain a large grant for Public Works. A moderate amount will be required of you for the establishment of a branch of the Government Assay Office in Cariboo. No increase of Public Officers will be necessary for the purpose. The present staff will be simply divided. I have not in the Estimates asked for a grant, but, should the finances allow of it, the Executive Government will be prepared to assume the responsibility of anticipating the wishes of the public by removing one of the Sister Rocks which render difficult, if not dangerous, the navigation of a portion of Fraser River.

The Salaries will be much the same as in 1868. A Return shall be laid before you shewing the great reduction of the Civil Establishment that has been made since the Union of the Colonies, exhibiting a total saving of \$67,043.

Previous to Union, I had reduced the expenditure on Salaries on the Mainland by \$21,049, making a total saving since my assumption of the Government of the continental portion of the Colony of \$88,092. It has been by unmitigated economy. I have never appointed a higher Officer than a Constable.

Having just referred to the repairing of the Bridges leading towards Esquimalt, I suggest for your consideration, whether it might not be advisable, if it can be done without injury to the Harbour of Victoria, to shorten the distance between the two Ports, by the erection of a Bridge from the foot of Johnson Street to the Indian Reserve. An Ordinance for the purpose would, I believe, be required. But we are not pressed for time. The repaired Bridges will last a few years longer.

Several gentlemen connected with this Colony and with the Hudson's Bay Company have, in England, made efforts to procure the admission of British Columbia into any Treaty of Reciprocity which may be negotiated with the United States, in regard to the trade of the Eastern Colonies. The question having been brought before me, I find it one of considerable difficulty, and I shall be glad if you will favour me with your advice in arriving at an opinion as to its expediency.

My attention has been more than once called to the desire of a large portion of the community that this Colony should enter into Confederation with the Dominion of Canada. There is no Englishman who would not rejoice to see a vast State, still under his own flag, extending from the Atlantic to the Pacific; but the practical difficulties of effecting a Union with our far distant fellow Colonists on the other Ocean are very great. I telegraphed, on the 11th March, 1867, to urge that a provision be inserted in the Bill then before Parliament, for the ultimate admission of British Columbia into the Eastern Confederacy. Thus anticipating, by seven days, the formal resolution expressive of the wishes of the Legislative Council on the point. I am informed, in reply, as I stated on a previous occasion, that "the question must at all events await the time when the intervening Territory, now "under the control of the Hudson's Bay Company, shall have been incorporated "with the Confederation."

When transmitting formally the Resolution passed by the Legislative Council, I expressed myself desirous of seeing the project carried out, if it were practicable. To this, and to all my further communications to the Secretary of State on the subject, the reply has simply been that my despatches have been forwarded to the Governor of Canada.

If I may judge from some unofficial letters I have received, there is a desire on the part of Her Majesty's Government to see all Her possessions on the Continent of North America united, but the Secretary of State, with more information before him that we can possess, thinks the obstacles to the scheme to be extremely formidable.

It is not improbable that the natural desire of the people to take a larger share in the conduct of public affairs, and in the Government of the Colony, has led to the wish for union with a self-governing kindred State, regardless of the natural, physical, and administrative difficulties which present themselves. It is not for me to rake up the controversies of the past, or enquire why the liberal institutions accorded to one portion of the Colony were not considered to have been perfectly successful. The principal was right. Being of this opinion, I have taken an important step towards bringing about a greater freedom of communion, between the

Government and the people. I have obtained Her Majesty's gracious permission to place within the Executive Council two gentlemen, Members of your House, not necessarily connected in any way with the Government. Assisted by this reconstituted Council of Advice, I shall proceed to consider whether some reconstruction might not also be desirable in the Legislative body.

One change appears to me perfectly simple and unobjectionable, and that is, under our present restricted Constitution, to allow the people to elect their representatives, without having to obtain the concurrence of the Governor in their choice.

The more the population of the Colony increases, and the greater its prosperity so much the easier will it be to introduce the principles of self-government.

For an increase of population and a return of prosperity I confidently look. It is but natural that in a community which in its early days has been thrown upon its own resources, there should be violent oscillations between extreme confidence and equal despondency. I think that the Colony is now, however, entering on a condition of moderate but progressive prosperity, and I can hardly long for the vast tide of immigration which, on its influx, a few years ago, created exaggerated expectations, and on its ebb left disappointed hopes and much misery behind. There is now every evidence of individual well-being. The rate of wages is high; a considerable public revenue is raised under a tariff, the main principle of which is the taxing of luxuries. If it be contended that the aggregate community is deeply in debt, I reply that our debt does not exceed two years revenue. I know of no State in Europe, or on this Continent, whose liabilities are comparatively so light.

Did I consider that the embers of discord have burnt out, I should feel especial satisfaction in meeting you at a time of the year when we are about to commemorate the greatest event the world has seen; a time when, after pouring out our love and gratitude to the Almighty, our one object is to cultivate the affection of our kindred, and the friendship and regard of our fellow men.

His Excellency then left the Council Chamber.

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

The Presiding Member acquainted the Council that in order to prevent any mistakes he had obtained a copy of the Governor's Speech.

Ordered that the same be read aloud by the Clerk.

Read accordingly.

On the motion of the Hon. Mr. Trutch, the Hon. Mr. Bushby seconding,

Ordered, That the Governor's Speech be printed for the use of Members.

On the motion of the Hon. Mr. Ball, the Hon. Mr. Carrall seconding,

Resolved, That a Select Committee, to be named by the Presiding Member, be appointed to draw up and submit a reply to His Excellency's gracious Speech.

The following Hon. Members were named accordingly:—The Hon. Messrs. Ball, Carrall, Drake, Alston, Davie.

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

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Drake gave notice of motion.

The Hon. Mr. Walkem then moved that the Council do now adjourn till 1 o'clock on Monday.

The Hon. Mr. Helmcken moved, in amendment, that the Council adjourn till 3 o'clock on Friday.

The amendment being put, the Council divided.

Ayes 5. *Noes* 8.

So the amendment was lost.

The original motion having been put and carried, the Council adjourned till 1 o'clock on Monday, the 21st instant.

Monday, the 21st day of December, 1868.

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, Pemberton, Ring, Wood, Davie, Walkem, Havelock, Carrall, Helmcken, Drake.

The Minutes of the previous Meeting were read and confirmed.

The Hon. the Presiding Member produced a *Dedimus Potestatem* from the Governor, empowering him to swear in Members of the Council during the present Session, and read the same aloud as follows:—

FREDERICK SEYMOUR.

To William Alexander George Young, Esquire, Presiding Member of the Legislative Council of British Columbia, and whom else it may concern;

Greeting.

KNOW YE that I, FREDERICK SEYMOUR, Governor of the Colony of British Columbia, reposing especial trust and confidence in the fidelity, learning, and integrity of the said William Alexander George Young, and under and by virtue of all powers and authorities me the said Frederick Seymour, as such Governor, in that behalf enabling, have appointed, and by these presents do give and grant unto the said William Alexander George Young, full power and authority to administer the customary oath to Members of the Legislative Council, during the present Session.

The Hon. the Presiding Member then administered the customary oath to Henry Havelock, Esquire, who was introduced to the Council Chamber, and took his seat at the Board.

The Hon. Mr. Helmcken presented a Petition from Joseph Carruthers Nicholson.¹

Ordered to be received and read.

Read accordingly.

Ordered to be printed.

The Hon. Mr. Davie presented a Petition from certain inhabitants of Vancouver Island, in reference to a Fence Bill.

Ordered that the same do lie on the table.

The Hon. Mr. Helmcken gave notice of motion.

¹ Attached as Sessional Paper, *Journals of the Legislative Council of British Columbia, 1868–1869*, pp. i–ii.

The Hon. the Presiding Member then administered the customary oath to Peter O'Reilly, Esquire, who was introduced to the Council Chamber, and took his seat at the Council Board.

The Hon. Mr. Davie gave notice of motion.

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Drake gave notice of motion.

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Ball, Chairman of the Select Committee appointed to draw up and submit a report in reply to His Excellency's opening Speech, brought up the same.

Ordered that the same be read aloud by the Clerk.

Read accordingly as follows:—

To His Excellency Frederick Seymour, Governor and Commander-in-Chief of the Colony of British Columbia, &c., &c., &c.

We, Her Majesty's dutiful and loyal subjects, Members of the Legislative Council of British Columbia, in Council assembled, have heard with feelings of satisfaction the great improvement visible in the general prosperity of the Colony.

The great advance which has taken place, not only in the Agricultural Districts and Gold Fields, but also in the increased exportation of Coal, Spars, and Lumber induce us to believe that our progress will be steady and permanent.

We beg to assure Your Excellency that all the measures which are brought under our consideration shall receive our most careful attention.

It is to be regretted that Her Majesty's Government has not thought it expedient to pass the Judiciary Bill, but we trust that some measure will be introduced during the present Session, which will terminate the existing anomalies in the administration of the law, and to which Her Majesty will be able to assent.

A Fence Bill is one which will confer a great boon on the Settlers. The importance of a good Mineral Law cannot be too highly estimated, and we are glad to hear from Your Excellency that the measure to be proposed will be liberal in its character, and trust that it will lead to the increased development of the vast mineral resources known to exist in the Colony.

We congratulate Your Excellency on the improved financial condition of the Colony, and the reduction which has been effected in the public debt. Fully impressed with the importance of exercising a rigid economy in all Departments of the Government, the Estimates prepared on this basis will receive our support.

We view with satisfaction the prospect of an increased expenditure on Public Works, as the opening up and repair of roads to various parts of this large territory affords the only permanent means of settling the Country.

We are glad that the important topics of Reciprocity with the United States and Confederation with the Dominion of Canada will be discussed, and trust that some satisfactory solution of these important questions will be arrived at.

We cordially concur with Your Excellency in believing that the time has now arrived when the people should have the full right of electing their representatives in the Legislature, and we hope that its constitution will be still further amended, so as to develop with greater freedom the principles of self-government.

In conclusion, we trust that all classes and parties will harmoniously work together for the common good, and endeavour by wise measures, under the Divine blessing, to win for the Colony a high position amongst the Dependencies of Great Britain.

(Signed) H. M. BALL,
Chairman of the Select Committee.

On the motion of the Hon. Mr. Helmcken, the Hon. Mr. Ring seconding,

Ordered, That the above Report be adopted.

On the motion of the Hon. Mr. Trutch, the Hon. Mr. O'Reilly seconding,

Resolved, That the Presiding Member be requested to learn at what hour His Excellency the Governor would be prepared to receive the reply of the Council.

The Council adjourned during pleasure.

On the Council resuming its sitting, the Presiding Member acquainted them that His Excellency was prepared to receive the Council at their convenience.

The Council adjourned during pleasure.

On the Council resuming its sitting, the Presiding Member informed the Council that, attended by the Members of the Council, he had waited on the Governor to present the address in reply to His Excellency's Speech at the opening of the Council, and that His Excellency had been pleased to make thereto the following rejoinder:—

Honorable Gentlemen of the Legislative Council:

I have received with much satisfaction the address you have been good enough to present to me. I sincerely trust that the efforts we are about to make for the improvement of the Colony will be attended with success. I am glad that you have placed on record your conviction of the enormous resources of the Colony; and, turning to the last paragraph, let me assure you that on my part nothing will be wanting to keep alive the good feeling which I trace in your address.

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

Ordered to be read first time at once.

Read first time accordingly.

Second reading ordered for 7th January, 1869.

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

Ordered to be read first time at once.

Read first time accordingly.

Second Reading ordered for 7th January, 1869.

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

Ordered to be read first time at once.

Read first time accordingly.

Second reading ordered for 20th January, 1869.

Pursuant to the Order of the day, the Hon. Mr. Helmcken moved for leave to bring in a Bill altering the Constitution of the Executive and Legislative Councils.

Whereupon a debate arose,

Which having lasted some time, on the motion of the Hon. Mr. Helmcken,

Ordered that the debate be adjourned till to-morrow.

Pursuant to the Order of the day, the Hon. Mr. Drake moved for leave to introduce the Customs Drawback 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 the 8th January, 1869.

The Standing Orders having been suspended for the purpose, the Hon. Mr. Helmcken gave notice of 2 motions.

Then, on the motion of the Hon. Mr. Crease, the Council adjourned till 2 o'clock to-morrow, the 22nd instant.

Tuesday, the 22nd day of December, 1868.

The Council met at 2 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, Pemberton, Ring, Wood, Davie, Havelock, Carrall, Helmcken, Drake, Walkem.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Drake presented a Petition from the Victoria Fire Department.

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

Pursuant to the Order of the day, the Hon. Mr. Helmcken moved that a day be named for consideration in Committee of the whole of that part of His Excellency's address relating to a Reciprocity Treaty with the United States of North America.

Ordered that the question be considered in Committee on Monday, the 12th January, 1869.

Pursuant to the Order of the day, the Hon. Mr. Helmcken moved, the Hon. Mr. Walkem seconding, and it was

Resolved, That His Excellency the Governor be respectfully requested to transmit to this Council any papers relating to (1) The Land Bill; (2) The Judiciary Bill; (3) The Reciprocity Treaty with the United States of America; (4) The question of Confederation with Canada.

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

On the motion of the Hon. Member, Ordered, That the same be postponed till 12th January, 1869.

Pursuant to the Order of the day, the Hon. Mr. Helmcken asked the following questions of the Acting Colonial Secretary:—

Whether it be the intention of the Executive to make provision for the encouragement of Immigration?

Whether it be the intention of the Executive to open the Eagle Pass route at an early date?

The Hon. the Acting Colonial Secretary replied.

Pursuant to the Order of the day, the Hon. Mr. Helmcken asked leave to bring in Registration of Voters 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 the 13th January, 1869.

On the Order of the day being read for resuming the adjourned debate on the Hon. Mr. Helmcken's motion for leave to bring in a Bill altering the Constitution of the Executive and Legislative Councils,

The Hon. Mr. Helmcken moved that the Standing Orders be suspended to enable him to give a further notice on this subject.

The Standing Orders having been suspended, the Hon. Member gave a notice of motion.

Then, on the motion of the Hon. Mr. Helmcken, the Council adjourned till 7th January, 1869, at 1 o'clock.

Thursday, the 7th 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, Hamley, Trutch, O'Reilly, Bushby, Pemberton, Ball, Walkem, Wood, Alston, Drake, Carrall, Helmcken, Davie, Humphreys, Havelock.

The Minutes of the previous Meeting were read and confirmed.

Thomas Basil Humphreys, Esq., was then introduced to the Council Chamber, and the customary oaths having been administered to him by the Presiding Member, took his seat at the Council Board.

The Hon. Mr. Davie presented a Petition from the Settlers of Cowichan.

Ordered to be read.

Read accordingly.

Ordered to lie on the table.

The Hon. Mr. Carrall gave notice of motion.

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Havelock gave notice of motion.

The Hon. Mr. Carrall gave notice of motion.

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

The Hon. Mr. Helmcken rose to speak to a question of privilege, and moved the following Resolution:—

That a Committee be appointed to enquire into the allegations contained in the Petition of J. C. Nicholson, with power to send for papers and persons, and to report to this Council at the earliest possible opportunity.

Whereupon a debate arose, which having terminated,
The Hon. Member asked leave to withdraw the same.
Ordered that leave be granted.
Resolution withdrawn accordingly.

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

Pursuant to the Order of the day, the Savings Banks Bill was read second time.
Ordered to be committed on Monday next.

Pursuant to the Order of the day, the Hon. Mr. Davie asked leave to bring in
Wolves and Panthers Destruction 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. Helmcken moved that the Council
go into Committee to consider a Resolution in reference to the alteration of
the Constitution of the Executive and Legislative Councils.

Ordered that the Council go into Committee accordingly.

The Presiding Member left the Chair.

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

On the Presiding Member resuming the Chair, the Chairman handed in a
report.

Whereupon, on the motion of the Hon. Mr. Helmcken, the Council went
again into Committee.

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 to-morrow.

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

Friday, the 8th 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, Hamley, Trutch, O'Reilly, Bushby,
Ball, Walkem, Alston, Drake, Carrall, Helmcken, Davie, Humphreys, Ring,
Havelock.

The Minutes of the previous Meeting were read and confirmed.

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

The Hon. Mr. Davie gave notice of motion.

The Hon. Mr. Havelock gave notice of motion.

The Hon. Mr. Walkem gave notice of motion.

The Hon. Mr. Humphreys gave notice of motion.

On the Order of the day being read for the second reading of the Drawback Bill,
The Hon. Mr. Walkem moved, the Hon. Mr. Ball seconding,

That this Bill be referred to a Select Committee to report upon; and the said Committee shall also enquire whether any other changes in the Customs Laws would be beneficial to the interests of the Colony; if so, specifying the same. That the said Committee shall have power to send for persons and papers, and move from place to place, and make record of the evidence.

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. Walkem, Ball, Hamley, Drake, Helmcken, Bushby, Havelock.

On the Order of the day being read for a motion standing in the name of the Hon. Mr. Helmcken, in reference to the repeal of the Crown Salaries Act,
Ordered that the same be postponed till Monday.

Pursuant to the Order of the day, the Hon. Mr. Havelock asked the Hon. the Attorney General Whether it is the intention of the Government to introduce a Bill for a uniform system of Education for the Colony?

The Hon. the Attorney General replied.

On the Order of the day being read for a motion of the Hon. Mr. Davie, in reference to the Petition from the Settlers of Cowichan,

On the motion of the Hon. Member, Ordered that leave be granted to withdraw the same.

Withdrawn accordingly.

Pursuant to the Order of the day, the Hon. Mr. Davie asked the Acting Colonial Secretary Whether any and what steps have been taken by the Government towards the discovery of the perpetrators of the Salt Spring Island Murder?

The Hon. the Acting Colonial Secretary replied.

Pursuant to the Order of the day, the Council went into Committee on the Fence 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 Wednesday next.

Pursuant to the Order of the day, the Council resumed, in Committee, the adjourned consideration of the Hon. Mr. Helmcken's Resolution in respect to altering the Constitution of the Executive and Legislative Councils.

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.

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

Monday, the 11th 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, O'Reilly, Hamley, Pemberton, Ring, Wood, Davie, Walkem, Havelock, Carrall, Helmcken, Drake, Bushby, Sanders, Humphreys, Robson, Holbrook.

The Minutes of the previous Meeting were read and confirmed.

Edward Howard Sanders, John Robson, and Henry Holbrook, Esquires, were then introduced into the Council Chamber, and, the customary oaths having been administered by the Presiding Member, took their seats at the Council Board.

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

The Hon. Mr. Carrall gave notice of 4 motions.

The Hon. Mr. Davie gave notice of motion.

The Hon. Mr. Ring gave notice of motion.

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

The Hon. Mr. Alston gave notice of motion.

On the motion of the Hon. Mr. Crease, Ordered, That the Standing Orders be suspended to enable the Hon. Mr. Havelock to present a Petition.

The Standing Orders having been suspended accordingly,

The Hon. Mr. Havelock presented a Petition from the inhabitants of Lytton.

Ordered to be read.

Read accordingly.

Ordered that the same do lie on the table.

Pursuant to the Order of the day, the Council went into Committee to consider the question of Reciprocity with the United States of America.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported that some progress had been made with the Resolutions, and asked leave to sit again.

Ordered that leave be granted, and that the same do stand as the first Order of the day on Wednesday.

Pursuant to the Order of the day, the Hon. Mr. Carrall asked leave to introduce the Loan and Investment 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 the Monday, the 18th instant.

Then, on the motion of the Hon. Mr. Crease, the Council adjourned till 1 o'clock to-morrow, the 12th instant.

Tuesday, the 12th 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, Pemberton, Ring, Wood, Davie, Havelock, Carrall, Helmcken, Drake, Walkem, O'Reilly, Sanders, Robson, Holbrook, Humphreys.

The Minutes of the previous Meeting were read and confirmed.

Pursuant to the Order of the day, the Hon. Mr. Drake asked the Hon. the Attorney General Whether it is the intention of the Government to bring in any measure to amalgamate the Laws of this Colony, and whether any steps will be taken to grant to the Supreme Courts of this Colony concurrent jurisdiction?

The Hon. the Attorney General replied.

Pursuant to the Order of the day, the Hon. Mr. Ring asked what amount of public funds have been expended by the Government on the Roads and Bridges in the District of Nanaimo, since Union?

The Hon. Mr. Trutch replied.

According to Order, the Hon. Mr. Ring moved, the Hon. Mr. Carrall seconding, That the Governor be respectfully requested to furnish this Council with a Return of the amount of Revenue contributed or collected from Nanaimo since the Union.

On the question being put 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. Ring, for leave to bring in a Bill relating to Crown Costs,

The Hon. Member asked leave to postpone the same till Friday.

Ordered that leave be granted.

Postponed till Friday accordingly.

Pursuant to Order, the Hon. Mr. Carrall asked leave to bring in Anatomy Bill.

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

Read first time accordingly.

Second reading ordered for Monday, the 18th instant.

Pursuant to Order, the Hon. Mr. Carrall asked the Government to extend aid to the Cariboo Literary Institute.

The Hon. the Acting Colonial Secretary replied.

Pursuant to Order, the Hon. Mr. Carrall asked the Government if they intend to extend aid to the Barkerville Fire Department, and if so, how much?

The Hon. the Acting Colonial Secretary replied.

Pursuant to Order, the Hon. Mr. Carrall asked the Government if they cannot increase, this year, the allowance to Cariboo Hospital?

The Hon. the Acting Colonial Secretary replied.

According to Order, the Hon. Mr. Davie asked leave to bring in a Cattle Protection 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 Hon. Mr. Humphreys moved, the Hon. Mr. Holbrook seconding,

That His Excellency the Governor be respectfully requested to order that a sum of money be set aside for the establishment of a School at Lillooet and Clinton.

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

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

That a respectful address be presented to His Excellency the Governor, requesting him to furnish this Council with a Return, as soon as it may be convenient, of the names of the Teachers of Common Schools in Vancouver Island, to whom salaries have been paid, since the Union of the Colonies up to the 31st December, 1868, with the amounts so paid.

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

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

That His Excellency the Governor be respectfully requested to transmit a Bill to this Council to enact that Supplies for Ships' use going to Foreign parts may be had free of Customs Duties, the law now in force being very injurious to Commerce.

The Hon. the Attorney General moved in amendment, the Hon. Mr. Alston seconding,

That this question be referred to the Select Committee upon the Drawback Bill, to be included in their enquiry, and form the subject of a Special Report.

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

Pursuant to Order, the Hon. Mr. Carrall asked the Government if the Salaries of the School Teachers of Vancouver Island, previous to Union, have been paid?

The Hon. the Acting Colonial Secretary replied.

According to Order, the Council went into Committee on the Savings Banks 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 Friday next.

The Hon. Mr. Bushby asked to be relieved from serving on the Committee on the Drawback Bill.

The Hon. the Presiding Member named the Hon. Mr. Robson to serve on the said Committee.

The Hon. Mr. Davie, pursuant to Order, called the special and early attention of the Government to the state of the Saanich and Metchosin Roads.

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

The Hon. Mr. Havelock, pursuant to Order, moved the following Resolution, the Hon. Mr. Humphreys seconding:—

That an humble address be presented to His Excellency the Governor, praying that immediate steps be taken towards removing one of the "Sister's" Rocks in Fraser River.

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

According to Order, the Hon. Mr. Walkem asked the Hon. the Acting Colonial Secretary Whether it is the intention of the Government to establish a regular Mail communication, this season, between this part of the Colony and the Kootenay and Perry Creek Mines?

The Hon. the Acting Colonial Secretary replied.

Pursuant to the Order of the day, the Hon. Mr. Humphreys asked the Hon. the Chief Commissioner of Lands and Works If it is the intention of the Government to make a Road from Lytton to Lillooet; and if so, when?

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

Then, on the motion of the Hon. Mr. Walkem, the Council adjourned till 3 o'clock to-morrow.

Wednesday, the 13th day of January, 1869.

The Council met at 3 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, Pemberton, Ball, Sanders, Drake, Helmcken, Alston, Wood, Carrall, Davie, Walkem, Ring, Robson, Holbrook, Havelock, Humphreys.

The Minutes of the previous Meeting were read and confirmed.

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

Message No. 1.

FREDERICK SEYMOUR.

The Governor lays before the Legislative Council certain applications addressed to Her Majesty's Secretary of State, praying that His Grace will endeavour to secure that, in the case of its renewal, the provisions of the Reciprocity Treaty shall be extended to British Columbia.²

He thinks it hardly necessary to point out that if any relaxation of the Tariff should be made in favour of the United States, existing Treaties require that the same advantage should be extended to other Countries.

*Government House,
13th January, 1869.*

Ordered to be printed.

² *Ibid.*, pp. ii-iii.

The Hon. Mr. Wood gave notice of motion.

The Hon. Mr. Drake gave notice of motion.

The Hon. Mr. Alston gave notice of motion.

The Hon. Mr. Walkem gave notice of motion.

The Hon. Mr. Carrall gave notice of motion.

According to Order, the Council went into Committee on adjourned consideration of Reciprocity with the United States.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported progress, expressed the wish of the Committee that certain papers be laid before the Committee, and asked leave to sit again.

Ordered that the papers be laid before the Committee, and leave granted to the Committee to sit again at once.

The Council went again into Committee.

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

Ordered that leave be granted, and that this question do stand first in order of precedence to-morrow.

Then, on the motion of the Hon. Mr. Helmcken, the Council adjourned till 2 p.m. to-morrow.

Thursday, the 14th day of January, 1869.

The Council met at 2 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, Holbrook, Robson, Drake, Helmcken, Carrall, Humphreys, Havelock, Davie, Ring.

The Minutes of the previous Meeting were read and confirmed.

According to Order, the Council went into Committee on the subject of Reciprocity with the United States of America.

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

Ordered that leave be granted for to-morrow, and that this question do stand first in order of precedence to-morrow.

On the Order of the day being read for a question standing in the name of the Hon. Mr. Ring, relative to the amendment of the Courts of Justice,

On the motion of the Hon. Member, Ordered that leave be granted to withdraw the same.

Withdrawn accordingly.

On the Order of the day being read for a Resolution standing in the name of the Hon. Mr. Drake, relative to the Courts of the Colony,

The Hon. Member asked leave to postpone the same.

Ordered to be postponed till this day week.

Pursuant to Order, the Hon. Mr. Alston asked the Hon. the Attorney General Whether it is his intention to introduce a measure for the Registration of Births and Deaths?

The Hon. the Attorney General replied.

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

That His Excellency the Governor be respectfully requested to obtain from the Board of Education of Vancouver Island, and transmit to this Council, a Report embodying the following details:—(1) The Financial condition of the Board; (2) The Schools in actual operation from the Union to the present time; (3) The proximate number of Pupils at each School; (4) The names and Salaries of Teachers; (5) Such other matters as the Board may deem proper to be alluded to in their Report.

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

Pursuant to Order, the Hon. Mr. Walkem asked the Hon. the Attorney General If it is the intention of the Government to introduce in this Colony the recent English Criminal Statutes?

The Hon. the Attorney General replied.

According to Order, the Hon. Mr. Carrall asked the Hon. the Attorney General If it is the intention of the Government to amend the Gold Mining Laws?

The Hon. the Attorney General replied.

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

Ordered that the same be postponed till Saturday.

On the Order of the day being read for the second reading of the Wolves and Panthers Destruction Bill,

Ordered that leave be granted to withdraw the same.

Bill withdrawn accordingly.

On the motion of the Hon. Mr. Davie, Ordered that the Standing Orders be suspended.

The Standing Orders having been suspended, the Hon. Member gave a notice of motion.

Then, on the motion of the Hon. Mr. O'Reilly, the Council adjourned till 3 p.m. to-morrow.

Friday, the 15th day of January, 1869.

The Council met at 2 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, Ball, Alston, Wood, Walkem, Holbrook, Robson, Drake, Humphreys, Ring, Havelock, Helmcken, Carrall, Davie, Pemberton, O'Reilly.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Alston gave notice of motion.

The Hon. the Attorney General gave notice of motion.

According to Order, the Council went into Committee on the subject of Reciprocity with the United States.

On the Presiding Member resuming the Chair, the Hon. Mr. Alston, Chairman of the Committee, reported that the deliberations of the Committee on Reciprocity had terminated, and that he had been instructed to hand in the following Resolution for the adoption of the Council.

Ordered that the same be taken as read.

On the question of the adoption of the Resolutions being put it was passed in the affirmative and Resolved accordingly,

That this Council having taken into consideration the portion of His Excellency's Speech, and the recent Message, requesting an expression of the views of the Legislative Council as to the advisability of entering into a Reciprocity Treaty with the United States of North America, is of opinion:—

That until there is sufficient information before the Council as to the terms of the Treaty now under negotiation between the Dominion of Canada and the United States, to enable this Council to judge how far it would be advantageous, or the reverse, to British Columbia to be included within its general provisions, the Council is unable to come to a definite conclusion on that point.

They are, however, clearly of opinion that a Treaty, if need be, a separate one, which should reciprocally admit the *following articles* free of any kind of duty, or at a very small mutual rate of duty, from British Columbia into the United States, and *vice versa*, would not only be acceptable to this Colony but equally beneficial to that power; that is to say:—

Coal,	Quicksilver,
Timber,	Sewings Machines,
Lumber of all kinds, round, hewn, and sawn,	Agricultural Implements,
Fish of all kinds,	Marble,
Firewood,	Limestone,
Cranberries,	Sandstone,
Fish Oil,	Granite, or any other rough Stone,
Coal Oil,	Slate,
Turpentine,	Furs,
Wheat,	Hides,
Maize, whether ground or whole,	Wool,
Tar,	Hair,
Pitch,	Horns,
Cotton Canvas,	Skins,
Clocks,	Bones,
	Pelts.

That, for the reason above given, it would be advisable to stipulate that any provision in such general or special Treaty, which should embrace any of the

details in the above list, should only come into operation upon its adoption by an Ordinance of this Legislature.

The Hon. Mr. Alston reported a further Resolution for the adoption of the Council, as follows:—

That the thanks of this Council be tendered to those gentlemen who brought the subject of Reciprocity before Her Majesty's Government, for their valuable exertions in behalf of the interests of this Colony, and that this Resolution be forwarded to those gentlemen.

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

On the motion of the Hon. Mr. Helmcken, the Hon. Mr. Robson seconding,

Resolved, That a deputation be appointed to carry up the Resolution on the subject of Reciprocity to His Excellency the Governor, in order to explain the views of the Council.

The Hon. the Presiding Member appointed the following Hon. Members accordingly:—

The Hon. Messrs. Young, Helmcken, Drake, Ring, Trutch.

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

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

Ordered that leave be granted for Tuesday next.

On the Order of the day being read for a motion standing in the name of the Hon. Mr. Ring, in reference to Intestate Estates,

On the motion of the Hon. Member, Ordered, That the same be postponed till Tuesday.

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

That His Excellency the Governor be respectfully requested to furnish a Return of the amount of duties received at Victoria by the Collector of Customs on Goods consigned to Nanaimo, as distinguished from those duties transmitted to the Collector by the Collector at Nanaimo.

On the question being put it passed in the negative, and the Resolution was lost.

According to Order, the Hon. Mr. Humphreys moved, the Hon. Mr. Havelock seconding,

That His Excellency the Governor be respectfully requested to order that all Colonial Flour, Bran, and Shorts required by Farmers for their own use, be exempt from Road Tolls.

On the question being put the Council divided.

Ayes 8, Noes 7.

So it was carried in the affirmative and Resolved accordingly.

The Hon. the Acting Colonial Secretary gave notice that on Monday next he would introduce the Estimates for the year.

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

Monday, the 18th 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, Hamley, Bushby, Sanders, Ball, Alston, Holbrook, Robson, Helmcken, Humphreys, Davie, Wood, Ring, Drake, Walkem, O'Reilly, Sanders, Carrall.

The Minutes of the previous Meeting were read and confirmed.

The Hon. the Attorney General gave notice of motion.

The Hon. Mr. Davie gave notice of motion.

The Hon. Mr. Robson gave notice of motion.

Pursuant to the Order of the day, the Hon. the Acting Colonial Secretary introduced the Estimates for the year.

Ordered to be printed.

Ordered that the Council do resolve itself into a Committee of Supply to-morrow.

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

That this Council conscious that the condition of the Colony now differs very materially from that existing at the time when the Crown Salaries Ordinance and other Ordinances relating thereto were framed and enacted, deem it advisable earnestly to ask His Excellency the Governor to transmit to this Council an Ordinance repealing the Crown Salaries Ordinance, and other Ordinances relating thereto, in order that a reduction of some of the salaries therein named may be made; and in order that some of the offices therein provided for may be abolished, or at all events struck out of the Civil List.

Whereupon a debate arose, which having terminated,

The Hon. Mr. Trutch moved in amendment, the Hon. Mr. Crease seconding,

That the words from "conscious" to "enacted" be struck out.

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

On the original Resolution being put as amended the Council divided.

Ayes 5, Noes 8.

On the names, pursuant to a request, being taken down by the Clerk as follows:—

<i>Ayes.</i>	<i>Noes.</i>
The Hon. Messrs. Ring, Wood, Humphreys, Carrall, Helmcken, Drake,	The Hon. Messrs. Davie, Robson, Holbrook, Alston, Walkem, Ball, Sanders,

The vote was found to stand as follows:—

Ayes 6, *Noes* 7, the Hon. Mr. Ring having voted in the negative, but on the names being taken down claimed to have voted in the affirmative.

This claim was overruled by the Hon. the Presiding Member, who decided that the vote on the question stood *Ayes* 5, *Noes* 8, as originally declared,

So the Resolution passed in the negative and was lost.

Pursuant to the Order of the day, the Council went into Committee to consider the Resolution of the Hon. Mr. Helmcken, in reference to altering the Constitution of the Legislative and Executive Councils.

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, the 25th instant.

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

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

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

Ordered to be read first time at once.

Read first time accordingly.

Second reading ordered for this day week.

On the Order of the day being read for the second reading of the Registration of Voters Bill,
Ordered to be postponed till Monday, the 25th instant.

Pursuant to the Order of the day, the Hon. Mr. Ring asked leave to bring in Crown Costs 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 Cattle Bill was read second time.

Ordered to be committed on Friday next.

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

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 requesting him to authorize the Stipendiary Magistrates of settled Districts to pay suitable rewards for the destruction of Wolves and Panthers.

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

Then, on the motion of the Hon. Mr. Carrall, the Council adjourned till 1 o'clock, on Wednesday, the 20th instant.

Wednesday, the 20th 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, Hamley, Trutch, Bushby, O'Reilly, Ball, Sanders, Drake, Helmcken, Alston, Wood, Davie, Walkem, Robson, Ring, Havelock, Holbrook.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Helmcken presented a Petition from certain inhabitants of Victoria, in reference to the Mining Law.

Ordered to be read and printed.

Read accordingly.

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

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

Ordered to be deferred.

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

Ordered to be deferred.

On the motion of the Hon. Mr. Helmcken, the Standing Orders were suspended.

The Hon. Member then moved the following Resolution, of which he had just given notice:—

That a respectful address be presented to His Excellency the Governor, requesting that he will cause the following Returns to be supplied to this Council;—(1) The Revenue and Expenditure on account of Steamer Douglas for the year 1868; (2) The income and expenditure on account of Assay Office, 1868; the total amount of Gold assayed at that office during 1868; the probable amount of Gold taken out of the Mines during that period; (3) An account of the Income and Expenditure (approximate) under the various heads for the year 1868, together with an account of the sums paid to the

various Officers dispensed with; (4) The cost of a prisoner per diem at New Westminster; Do. at Victoria; (5) The amount expended during 1868, upon the main trunk road of the Mainland; the average annual expense of keeping it in repair.

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

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

On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported the following sums voted, and Resolutions passed, and asked leave to sit again.

Resolved that the following votes be agreed upon:—

Department of the Governor	\$2,552 00
Legislative Council	900 00
Colonial Secretary	9,424 00
Treasurer	4,552 00
Auditor General	5,077 00
Chief Commissioner of Lands and Works	4,348 00
Customs	12,920 00
Registrar General	735 00
Harbour Master	1,940 00
Post Office	2,750 00
Supreme Court	3,452 00
Attorney General	1,008 00
High Sheriff	1,500 00
Police and Gaols	17,306 50
Stipendiary Magistrate, &c., Kootenay	9,716 00
" " Cariboo	12,088 00
" " Yale	4,320 00
" " Lillooet	4,608 00
" " Nanaimo	2,434 00
Pensions	970 00
Revenue Services	1,000 00
Administration of Justice	4,400 00
Charitable Allowances	10,500 00
Education	10,000 00
Police and Gaols	12,000 00
Rent	875 00
Transport	6,660 00

Resolved, That this Council is of opinion that the present system adopted in keeping the public accounts of this Colony is of too complex a character, and one that leads to unnecessary expenditure; and this Council, therefore, respectfully requests that His Excellency will be pleased to obtain such change in the system as will appear desirable and most compatible with economy; and this Council would further especially refer to the practice of auditing the accounts of the Colony in England, as being one that might with advantage be dispensed with.

That the item of \$900 for a Revenue Officer at Burrard Inlet be increased to \$1,200, and that he also act as Constable.

That this Council desires to express to His Excellency the Governor its opinion that the system of employing convict labour upon the public streets exerts a most demoralizing and injurious influence upon the convicts themselves, as well as upon the community.

That His Excellency be respectfully requested to allow the former salary of \$1,940 to the Chief Constable and Clerk of Cariboo; this Council is of opinion that the reduced amount in the Estimates of this year is insufficient to support the incumbents.

That His Excellency the Governor be respectfully recommended to increase the amount of salary it is proposed to pay the Toll Collector, Constable, and Postmaster, at Clinton, to \$1,250.

That His Excellency the Governor be respectfully requested to make an immediate appropriation to pay off the debts of the Royal Hospital, Victoria, and the Royal Columbian Hospital, New Westminster.

On the question of the adoption of the above Resolutions being put it passed in the affirmative and was Resolved accordingly.

Ordered that leave be granted to the Committee of Supply to sit again tomorrow.

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

On the Order of the day being read for the further Committal of the Fence Bill,
Ordered to be deferred till Monday.

Pursuant to the Order of the day, the Hon. Mr. Ring moved, the Hon. Mr. Drake seconding,

That His Excellency the Governor be respectfully requested to furnish a Return stating the amount received from the Estates of Intestates in Vancouver Island, by the Registrar or Official Administrator, since the retirement of Chief Justice Cameron down to the present time; also stating the amount now lying to the credit of the Intestate Fund.

On the question being put the Council divided.

Ayes 3, Noes 9.

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

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

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

On the Order of the day being read for a motion standing in the name of the Hon. Mr. Robson, relating to Harbour Master's Report on Fraser River,

On the motion of the Hon. Member, Ordered that leave be granted to withdraw the same.

Withdrawn accordingly.

According to a deferred Order, the Hon. Mr. Alston moved, the Hon. Mr. Holbrook seconding,

That an address be presented to His Excellency the Governor respectfully requesting him to transmit to this Council a Bill for Registration of Births and Deaths.

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

According to a deferred Order, the Hon. Mr. Crease asked leave to bring in Queen Charlotte Coal Co.'s Registration 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.

On the motion of the Hon. Mr. Holbrook, Ordered that the Standing Orders be suspended.

The Standing Orders having been suspended, the Hon. Member gave notice of 2 motions.

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

Thursday, the 21st 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, Hamley, Trutch, Bushby, O'Reilly, Ball, Walkem, Wood, Alston, Pemberton, Robson, Drake, Helmcken, Carrall, Humphreys, Havelock, Davie, Ring, Sanders.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Helmcken presented a Petition from Robert Homfray, and moved that the same be read.

On the question being put the Council divided.

Ayes 12. Noes 3.

So it was carried in the affirmative, and Ordered to be read.

Read accordingly.

Ordered to be considered on Tuesday next.

The Hon. Mr. Ring gave notice of motion.

The Hon. Mr. Drake gave notice of motion.

The Hon. Mr. Havelock gave notice of motion.

The Hon. Mr. Walkem gave notice of motion.

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Alston gave notice of motion.

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

Ordered to be deferred till later in the day.

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

Ordered that leave be granted to withdraw the same.

Withdrawn accordingly.

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

On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported the following sums voted and Resolutions passed, and asked leave to sit again.

Resolved that the following votes be agreed upon:—

Conveyance of Mails	\$29,400
Works and Buildings	12,000

Resolved, That His Excellency the Governor be respectfully requested to appropriate the sum of \$200 for the carriage of Mails between New Westminster and Burrard Inlet, and that a Post Office be established at the latter place.

That His Excellency the Governor be humbly requested to make provision for a Mail communication once a week to Metchosin.

That His Excellency the Governor be humbly requested to order that the Mail now carried from Clinton to Lillooet, be sent from Lytton to Lillooet. This applies to the Mail from Victoria.

That this Committee is of opinion that a trail through the Eagle Pass should be made as soon as the season will admit.

That His Excellency the Governor be respectfully requested to instruct the Chief Commissioner of Lands and Works to report on the condition of the East Saanich Road, and that a sum sufficient to place this road in passable condition be placed on the Estimates.

That the Governor will be pleased to direct that the Metchosin Road, from Weir's to Vine's, be laid out and made.

On the question of the adoption of these Resolutions being put it was carried in the affirmative and Resolved accordingly.

Ordered that leave be granted to the Committee to sit again to-morrow.

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

That this Council is of opinion that the existing condition of the Supreme Courts of this Colony is highly anomalous, mischievous, and inconvenient, 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.

Whereupon a debate arose,

Which having terminated, Ordered that the debate on the question be adjourned till to-morrow.

Then, on the motion of the Hon. Mr. Trutch, the Council adjourned till 1 o'clock to-morrow, the 22nd instant.

Friday, the 22nd 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, Hamley, Trutch, O'Reilly, Bushby, Ball, Walkem, Alston, Drake, Carrall, Helmcken, Davie, Humphreys, Ring, Havelock, Wood, Robson, Pemberton, Sanders.

The Minutes of the previous Meeting were read and confirmed.

The Hon. Mr. Helmcken presented a further Petition from Mr. Nicholson.³

Ordered that the same be read aloud by the Clerk.

Read accordingly.

Ordered that the same do lie on the table.

The Hon. Mr. Humphreys gave notice of motion.

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

The Hon. Mr. Drake gave notice of motion.

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

On the Presiding Member resuming the Chair, the Hon. Mr. O'Reilly, Chairman of the Committee, reported the following sums voted, and Resolutions passed, and asked leave to sit again.

Resolved, That the following votes be agreed upon:—

Roads, Streets, and Bridges	\$62,500
Miscellaneous	16,500
Interest	22,000
Drawbacks	2,100
Temporary Loans	100,000
Government Vessels	16,800
Light Houses	10,000

Resolved, That in the opinion of this Committee, it is of the utmost importance that the Road connecting New Westminster with Burrard Inlet should

³ *Ibid.*, p. iii.

be kept in a passable condition, and His Excellency is recommended to make the necessary appropriation for the same.

That this Council fully recognizing the importance of establishing communication by land between the seaboard and the interior of British Columbia, recommend to His Excellency the Governor the early survey of a Trunk Road from New Westminster to Yale, and the division of such road into sections of say a mile each; and that provision should be made for the gradual construction of said road by the issuing of land scrip for the payment of three-fourths of the work, the remaining fourth to be paid for in money.

That His Excellency be pleased to place upon the Estimates a sum of \$1,000 for the Fire Companies of Victoria.

That a suitable appropriation of money for the establishment of a Fire Department at Barkerville be placed in the Estimates.

That an address be presented to His Excellency the Governor, respectfully recommending that a Court House be erected in the town of Yale during the present year.

On the question of the adoption of the above Resolutions being put, it was carried in the affirmative and Resolved accordingly.

On the motion of the Hon. Mr. Robson, the Standing Orders were suspended, and the Hon. Member gave notice of motion.

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

Monday, the 25th 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, O'Reilly, Hamley, Ring, Wood, Davie, Walkem, Havelock, Carrall, Helmcken, Drake, Holbrook, Bushby, Sanders, Humphreys, Robson.

The Minutes of the previous Meeting having been read. On the question of their confirmation being put, the following protest was placed on the Book:

PROTEST.

The undersigned Representative Members of the Legislative Council, whilst they would not do any injustice to the gentlemen now actually performing the duties of Governor, Colonial Secretary, Attorney General, Commissioner of Lands and Surveyor General, and Collector of Customs, do protest against any person who may hereafter perform those duties receiving any greater salary than the following, viz.:—

Governor	£2,500 per annum
Colonial Secretary	600 " "
Attorney General, with practice	350 " "
Commissioner of Lands and Surveyor General	600 " "
Collector of Customs	600 " "

and further protest against the office of Treasurer and of the Chief Inspector of Police being retained upon the Civil List, and against any person being appointed to those offices.

(Signed) J. S. HELMCKEN, Victoria City.
R. W. W. CARRALL, Cariboo.
J. C. DAVIE, Victoria District.
M. W. T. DRAKE, Victoria City.
T. B. HUMPHREYS, Lillooet.
H. HAVELOCK, Yale.

The Minutes were then confirmed.

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

Message No. 2.

FREDERICK SEYMOUR.

In compliance with the Resolution passed by the Legislative Council on the 12th instant, the Governor forwards a Return shewing the amount of Revenue collected from Nanaimo since the Union of the Western Colonies.⁴

*Government House,
23rd January, 1869.*

The Hon. Mr. Drake presented the Petition of William Steinberger.⁵

Ordered to be received and read.

Read accordingly.

Ordered that the same do lie on the table.

The Hon. Mr. Helmcken gave notice of motion.

The Hon. Mr. Crease gave notice of motion.

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

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

That the Government be respectfully recommended to make provision for the establishment of a Law Library for the use of the Courts of Law.

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

According to Order, the Hon. Mr. Alston asked leave to bring in the Common Schools Bill.

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

Read first time accordingly.

Second reading ordered for Wednesday, the 3rd February.

According to Order, the Council went into Committee to consider the Hon. Mr. Helmcken's Resolution altering the Constitution of the Executive and Legislative Councils.

On the Presiding Member resuming the Chair, the Hon. Mr. Ball, Chairman of the Committee, stated that the Committee had risen without a report.

On the Order of the day being read for the second reading of the Health Bill, A debate arose, which having terminated,

⁴ *Ibid.*, p. iii.

⁵ *Ibid.*, p. iv.

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

Ayes 14, Noes 5.

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

Ordered to be committed on Thursday next.

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

Ordered that the rest of the Orders of the day be postponed till to-morrow, and that the second reading of the Mining Bill do stand as the first Order of the day.

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

Tuesday, the 26th 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, Pemberton, Ring, Wood, Havelock, Carrall, Helmcken, Drake, Walkem, O'Reilly, Sanders, Robson, Holbrook, Humphreys.

On the Minutes being read, the Hon. the Attorney General moved that the Protest on the subject of the Crown Salaries therein appearing be struck out, as it referred not to a vote of the Council but to a matter treated of in Committee of the Council which had not come before the Council, and was therefore irregular.

Whereupon a debate arose, which having terminated, the Hon. Member withdrew his motion.

The Minutes were then confirmed.

The Hon. Mr. Drake gave notice of motion.

The Hon. Mr. Holbrook gave notice of motion.

The Hon. Mr. Holbrook gave notice of motion.

The Hon. Mr. Wood gave notice of motion.

On the Order of the day being read therefore, the Mining Bill was read second time.

Ordered to be committed to-morrow.

Pursuant to the Order of the day, the Council took into consideration the Petition of Robert Homfray.

The Hon. Mr. Robson moved that it be referred to a Select Committee for Report.

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

The Hon. the Presiding Member named the following Select Committee:—

The Hon. Messrs. Robson, Wood, Trutch.

On the Order of the day being read for a motion in regard to the Law of Probate, standing in the name of the Hon. Mr. Ring,

Ordered that the same be postponed till this day week.

On the Order of the day being read for a motion standing in the name of the Hon. Mr. Havelock, on the subject of the abolition of the Road Tolls,

The Hon. Member asked leave to withdraw the same.

Ordered that leave be granted.

Resolution withdrawn accordingly.

Pursuant to Order, the Hon. Mr. Walkem moved, the Hon. Mr. Robson seconding,

That His Excellency the Governor be respectfully requested to send down an Ordinance to this Council to provide for the better administration of Justice in causes of Action between the Crown and the Subject.

On the question being put the Council divided.

Ayes 12, Noes 4.

So it was passed in the affirmative and was Resolved accordingly.

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

That an humble address be presented to His Excellency the Governor, recommending the immediate establishment, at San Francisco, of an Emigration Agency for the purpose of affording information respecting the Colony, and the best means of reaching it.

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

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

That an humble address be presented to His Excellency the Governor, enquiring whether Her Majesty's assent is still withheld from the "Land Ordinance, 1867;" and if so, upon what grounds? and that any correspondence referring to the same between the Imperial and Colonial Governments, or extracts from such correspondence, may be laid before this Council.

On the question being put the Council divided.

Ayes 12, Noes 4.

So it was carried in the affirmative and Resolved accordingly.

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

On the motion of the Hon. Mr. Helmcken, Ordered that leave be granted to withdraw the same.

Bill withdrawn accordingly.

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

Ordered to be committed on Tuesday next.

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

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

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

On the Order of the day being read therefor, the Queen Charlotte Coal Co. Registration Bill was read second time.

Ordered to be committed on Monday next.

Ordered that the two next motions, standing in the name of the Hon. Mr. Holbrook, be postponed.

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

That Returns of the amount of Revenue derived from Kootenay, during the year 1868, be respectfully asked of His Excellency the Governor.

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

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

That His Excellency the Governor be pleased to send down Returns of the Exports from British Columbia during 1868.

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

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

Wednesday, the 27th 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, Hamley, Trutch, Bushby, Sanders, Ball, Alston, Wood, Walkem, Holbrook, Robson, Humphreys, Ring, Davie, Havelock, Helmcken, Carrall, O'Reilly.

The Minutes of the previous Meeting were read and confirmed.

Pursuant to the Order of the day, the Hon. the Attorney General introduced the Fire Company's Bill.

Ordered to be read first time at once.

Read first time accordingly.

Second Reading ordered for 3rd February.

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

That the Government be respectfully recommended to provide for the establishment of a Public Library and Museum, or to give pecuniary assistance to existing local institutions of a like nature.

On the question being put the Council divided.

Ayes 4, Noes 12.

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

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

On the Presiding Member resuming the Chair, the Hon. Mr. Bushby, 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.

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

Thursday, the 28th 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, Bushby, Sanders, Carrall, Ball, Alston, Holbrook, Robson, Helmcken, Humphreys, Davie, Wood, Ring, Drake, Walkem, O'Reilly, Havelock.

The Minutes of the previous Meeting were read and confirmed.

On the Order of the day being read for a motion standing in the name of the Hon. Mr. Alston, on Indian affairs,

Ordered that the same be postponed till this day week.

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 with the Bill, and asked leave to sit again.

Ordered that leave be granted for to-morrow.

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

Message No. 3.

FREDERICK SEYMOUR.

The Governor lays before the Legislative Council a Bill entitled "An Ordinance to appropriate 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."

*Government House,
28th January, 1869.*

Ordered that the Supply Bill be now read first time.

Read first time accordingly.

Second reading ordered for Monday next.

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

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."