

JOURNAL
OF THE
LEGISLATIVE COUNCIL
OF THE
ISLAND OF NEWFOUNDLAND.



His Excellency Lieut.-Colonel Sir J. TERENCE N. O'BRIEN,
Knight Commander of the Most Distinguished Order of St.
Michael and St. George, Governor and Commander-in-Chief
in and over the Island of Newfoundland and its Dependencies.

FIFTH SESSION OF THE SIXTEENTH GENERAL ASSEMBLY, 1893.

J. W. WITHERS, Printer to the Queen's Most Excellent Majesty.



PROCLAMATION.

T. O'BRIEN,
Governor.

By His Excellency Lieut.-Colonel Sir J. TERENCE O'BRIEN, Knight Commander of the Most Distinguished Order of St. Michael and St. George, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies.

WHEREAS the General Assembly stands prorogued until **THURSDAY** the **THIRTEENTH** day of **OCTOBER**, instant; and whereas I think fit to further prorogue the said General Assembly until **THURSDAY** the **SEVENTEENTH** day of **NOVEMBER** next.

I do, therefore, by this my Proclamation, further prorogue the said General Assembly until **THURSDAY** the **SEVENTEENTH** day of **NOVEMBER** next, as aforesaid, of which all persons concerned are required to take due notice and govern themselves accordingly.

Given under my Hand and Seal, at the Government House, St. John's, in the aforesaid Island, this Eleventh day of October, A. D. 1892.

By His Excellency's Command,

R. BOND,
Colonial Secretary.



PROCLAMATION.

T. O'BRIEN,
Governor.

By His Excellency Lieut.-Colonel Sir J. TERENCE O'BRIEN, Knight Commander of the Most Distinguished Order of St. Michael and St. George, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies.

WHEREAS the General Assembly stands prorogued until **THURSDAY** the **SEVENTEENTH** day of **NOVEMBER** instant; and whereas I think fit to further prorogue the said General Assembly until **THURSDAY** the **FIFTEENTH** day of **DECEMBER** next.

I do, therefore, by this my Proclamation, further prorogue the said General Assembly until **THURSDAY** the **FIFTEENTH** day of **DECEMBER** next, as aforesaid, of which all persons concerned are required to take due notice and govern themselves accordingly.

Given under my Hand and Seal, at the Government House, St. John's, in the aforesaid Island, this Eleventh day of November, A. D. 1892.

By His Excellency's Command,

F. C. BERTEAU,
pro Colonial Secretary.



PROCLAMATION.

By His Excellency Lieut.-Colonel Sir J. TERENCE O'BRIEN, Knight Commander of the Most Distinguished Order of St. Michael and St. George, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies.

T. O'BRIEN,
Governor.

WHEREAS the General Assembly stands prorogued until THURSDAY the FIFTEENTH day of DECEMBER instant; and whereas I think fit to further prorogue the said General Assembly until THURSDAY the NINETEENTH day of JANUARY next.

I do, therefore, by this my Proclamation, further prorogue the said General Assembly until THURSDAY the NINETEENTH day of JANUARY next, as aforesaid, of which all persons concerned are required to take due notice and govern themselves accordingly.

Given under my Hand and Seal, at the Government House, St. John's, in the aforesaid Island, this Twelfth day of December, A. D. 1892.

By His Excellency's Command,

R. BOND,
Colonial Secretary.



PROCLAMATION.

*By His Excellency Lieut.-Colonel Sir J. TERENCE
O'BRIEN, Knight Commander of the Most
Distinguished Order of St. Michael and St.
George, Governor and Commander-in-Chief
in and over the Island of Newfoundland
and its Dependencies.*

T. O'BRIEN,
Governor.

WHEREAS the General Assembly stands prorogued until
THURSDAY the NINETEENTH day of JANUARY instant;
and whereas I think fit to further prorogue the said General
Assembly until THURSDAY the NINTH day of FEBRUARY next.

I do, therefore, by this my Proclamation, further prorogue
the said General Assembly until THURSDAY the NINTH day of
FEBRUARY next, as aforesaid, of which all persons concerned
are required to take due notice and govern themselves accord-
ingly.

Given under my Hand and Seal, at the Government
House, St. John's, in the aforesaid Island, this
Sixteenth day of January, A. D 1893.

By His Excellency's Command,

R. BOND,
Colonial Secretary.



PROCLAMATION.

T. O'BRIEN,
Governor.

By His Excellency Lieut.-Colonel Sir J. TERENCE O'BRIEN, Knight Commander of the Most Distinguished Order of St. Michael and St. George, Governor and Commander-in-Chief in and over the Island of Newfoundland and its Dependencies.

WHEREAS the General Assembly stands prorogued until **THURSDAY** the **NINTH** day of **FEBRUARY** instant; and whereas I think fit to further prorogue the said General Assembly until **TUESDAY** the **SEVENTH** day of **MARCH** next.

I do, therefore, by this my Proclamation, further prorogue the said General Assembly until **TUESDAY** the **SEVENTH** day of **MARCH** next, as aforesaid, *then to meet for the despatch of business*; of which all persons concerned are required to take due notice and govern themselves accordingly.

Given uuder my Hand and Seal, at the Government House, St. John's, in the aforesaid Island, this Sixth day of February, A. D. 1893.

By His Excellency's Command,

R. BOND,
Colonial Secretary.

LEGISLATIVE COUNCIL

OF

NEWFOUNDLAND.

FIFTH SESSION OF THE SIXTEENTH GENERAL ASSEMBLY.

Tuesday, March 7th, 1893.

This being the day appointed for the meeting of the Legislature,

At One o'clock the House met.

Council meets.

PRESENT :

The Honorable E. D. SHEA, *President.*

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. McLOUGHLAN,

M. MONROE,

J. ANGEL,

G. T. RENDELL,

A. M. MACKAY,

G. SKELTON.

At Two o'clock, P. M., His Excellency the Governor Lieut.-Colonel Sir J. TERENCE N. O'BRIEN, K. C. M. G., having arrived at the Council Chamber, and being seated on the Throne, the Hon'ble the President commanded the Gentleman Usher of the Black Rod, attendant on the Council, to proceed to the House of Assembly and inform the

Governor arrives
at Council
Chamber.

Assembly attends
Council Chamber.

Speaker and Members thereof, that it is His Excellency's will and pleasure that they forthwith attend at the Bar of this House, and they being come thereto, His Excellency was pleased to open the present Session of the Legislature with the following gracious Speech to both Houses:—

Governor's Speech. *Mr. President and Honorable Gentlemen of the Legislative Council:*

Mr. Speaker and Gentlemen of the Honorable House of Assembly:

I have summoned you for the despatch of business at a later period than is usual. This has been occasioned by the necessary occupancy of the Legislative Chambers by the Supreme Court and Crown Lands' Department, consequent upon the late fire. The delay will, however, have afforded ample time for the preparation of public accounts and documents, and it is to be anticipated that the early presentation of the same will offset the delay referred to, and obviate an extended Session, which I appreciate would seriously interfere with your ordinary avocations.

It affords me very much pleasure to be in a position to congratulate you upon the energy and enterprise displayed by the citizens of St. John's since the month of July last.

It was with considerable misgivings that at the close of the late special session the hope was expressed that we might "speedily witness a return to that activity in business which has hitherto characterized this the capital of the Colony." But I rejoice to observe that our most sanguine expectations have been more than re-

alized. The vast area of charred and blackened desolation which at that time marked the former site of the principal portion of the city has given place to some six hundred houses of greatly improved architecture. The activity displayed in building has been phenomenal, considering the lateness of the season when the work was commenced and the severity of the weather that we have been experiencing for some months past. We can now confidently look forward to seeing St. John's restored to its former proportions.

The bounteous liberality of the people of Great Britain, the sister Colonies, and the neighbouring Continent, doubtless stimulated our citizens to this effort, and I am sure that I am consulting the popular feeling in again expressing our deep sense of gratitude and obligation.

The staple industries of the Colony have been successfully operated during the past year. The Seal fishery was the largest for many years.

The Shore codfishery showed an improvement upon the previous season, as also did the Bank fishery for the smaller fleet engaged. The catch of Cod on the Labrador, though less than that of last year, will compare favourably with that of former years.

Although the past summer was exceptionally dry, farmers had a fairly prosperous season. The hay crop was short in some localities, but the excellence of the root crops compensated to a large extent for this reduction.

The value and quantity of the various grades of Copper ores and Copper exported greatly exceed-

Speech.—
(Continued.)

ed that of the previous year. It is to be regretted that it has been found necessary to close the Little Bay Mine, owing to the great expense in raising the ore to the surface. I am advised, however, that rich deposits of copper have recently been discovered in the neighbourhood of Little Bay, and it is hoped that a fresh impetus will be given to mining in that locality next summer.

It is pleasing to know that the Asbestos mines of the West Coast will be worked with vigour during the present year.

When addressing you at the opening of the session, in February, 1892, I made casual reference to the discovery of deposits of coal and iron ores in the vicinity of Grand Lake. The indications were such as to warrant my Government in causing further examination of the locality to be made, and I am gratified to be able to acquaint you that all the evidence obtained up to date relative to this central carboniferous area, goes to prove that at least one long trough of true coal measures, containing several seams of coal, extends in an almost straight line along the south shore of Grand Lake, covering, in a direct line, a distance of about fifteen miles.

The specimens of coal obtained this season are of a much superior character to those previously procured, and it is stated, come fully up to the average Cape Breton coal, while some even appear to be of a much superior quality. You will be invited to make provision for obtaining the services of a specialist to further test these deposits by boring during the ensuing season,

The return of lumbering operations indicate a steady increase in this important industry. The export of timber was in excess of that of last year, while the manufacture for local consumption was largely augmented by the demand occasioned by the late city fire. There is evidence of its still greater development this year, for the present winter has been entirely favourable for the conduct of this business, and an extensive local market is available for the whole output of the mills.

Speech.—
(Continued.)

Mr. Speaker and Gentlemen of the Honorable House of Assembly:

The Customs revenue for the year 1892 was largely in excess of the estimate. The Accounts for the past and Estimates for the ensuing fiscal year will be laid before you on an early date, and I am confident you will make all necessary provision for the demands of the public service.

Mr. President and Honorable Gentlemen of the Legislative Council:

Mr. Speaker and Gentlemen of the Honorable House of Assembly:

My Government have considered it advisable that a portion of the surplus revenue should be devoted to the reduction of the floating debt of the Colony, and with the balance it is considered that provision should be made for the establishment of an efficient fire department in this city, for the extension of telegraphic communication to such important settlements as are not at present within the circuit of the wires, and for the erection of harbor lights where absolutely necessary. The conclusions arrived at by my Government in

Speech.—
(Continued.)

this particular are such as must commend themselves to your judgment and approval.

The recommendation submitted to you last year for a preliminary survey of the country between the Exploits and Bay St. George has been acted upon, and my Government will be in a position to invite you to make provision for the building of a railway to the West Coast before the close of the present session.

The construction of the Northern Railway is progressing satisfactorily. A bi-weekly train is now being run between Gambo and Whitbourne, affording facilities for the transport of freight and mails from this city to all intermediate points. With the completion of the line to the Exploits, and the extension to the West Coast, the remote parts of the Colony will be united. The intercourse already established between St. John's and the North is extensive, various and mutually profitable, and it is considered that when intercourse is established between the interior West, and the sea coast, it will form the great principle of our commercial prosperity.

My Government deem it desirable that lines of road to connect important outlying settlements with the Northern Railway should be immediately constructed, and surveys are now being made in Trinity and Bonavista Bays with that object in view.

I intimated last year that tenders had been invited for three steamers to ply upon the great Northern Bays so as to bring all the important settlements in those bays into close communication

with the railway. The tenders received were not such as my Government could accept, therefore such further steps as are deemed necessary will immediately be taken to secure suitable steamers for this service. Speech.—
(Continued.)

In the month of October last delegates from the Government of this Colony and that of the Dominion of Canada met at Halifax, to confer upon the question of the Fisheries and other matters of difference between the two Governments. The minutes of the proceedings will be laid before you at an early date.

During the past summer, extensive forest fires, followed by a severe storm in October, destroyed such an amount of public and private property as to demand the expenditure of a considerable sum of money.

The condition of the forests of this country and the wasteful manner in which their destruction is taking place give cause for serious apprehension. They are fast disappearing before destructive fires, and their extinction must eventually ensue, unless better methods than now prevail shall be adopted for their protection.

Their importance in relation to the growth and prosperity of the Colony can not be safely disregarded, and the attention of the Legislature is invited to the necessity of additional legislation to secure the preservation of the valuable forests still remaining.

In conclusion, I earnestly invoke such wise action on the part of the Legislature as will subserve the public good, and demonstrate its ability

and inclination to promote the future prosperity of the Colony.

T. O'BRIEN, *Lieut.-Col.*,
Governor.

Governor retires.

The House of Assembly having withdrawn, His Excellency was pleased to retire.

Governor's Speech read.

A copy of His Excellency's Speech having been left with the Hon. the President, it was read by the Clerk.

On motion of the Hon. Mr. Talbot,—

Committee on Address of Thanks.

Ordered,—That a Select Committee be appointed to Draft an Address to His Excellency the Governor in reply to his gracious Speech at the opening of the present Session of the Legislature,—

Ordered,—That the Hon'bles Messrs. Talbot, Skelton, Monroe, Angel and Rendell, be a Committee for that purpose.

Message from Assembly.

The Hon. the President informed the House that he had received the following Message from the House of Assembly :—

Mr. PRESIDENT,—

The House of Assembly begs to acquaint the Hon. Legislative Council that it has re-appointed the Select Committee appointed last Session to consider and report upon the French Treaties' Question, and respectfully requests that the Council will be pleased to re-appoint the Select Committee of their number to confer with the said Committee of this House on the said matter.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, March 7th, 1893.

On motion of the Hon. Mr. Monroe,—

Ordered,—That the said Select Committee be re-appointed, namely, the Hon'bles Messrs. Monroe, Skelton, Rendell and Harris, and

Re-appointment of Select Committee on French Treaties Question.

On motion of the Hon. Mr. Monroe,—

Ordered,—That a Message be sent to the House of Assembly in reply to their Message of to-day informing them that the Legislative Council had re-appointed the said Select Committee.

Message to Assembly.

The Hon. Mr. Harvey gives notice, that he will, on to-morrow, move the appointment of a Select Committee on the Printing and Contingencies of this House for the present Session.

Notice of Motion.

On motion made, the House adjourned until to-morrow, Wednesday, March 8th, at half-past Four o'clock, P. M.

Adjourned.

Wednesday, March 8th, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable E. D. SHEA, *President.*

Members present.

The Honorables A. W. HARVEY,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

G. SKELTON.

The Minutes of Tuesday, March 7th, were read.

Minutes read.

The Hon. Mr. Monroe, from the Joint Select Committee of both Houses of Legislature on French Treaties' Question, presented the following Report:—

REPORT OF JOINT SELECT COMMITTEE OF BOTH HOUSES OF LEGISLATURE ON FRENCH TREATIES' QUESTION.

ST. JOHN'S, NEWFOUNDLAND,
March 8th, 1893. }

Report

The Joint Select Committee of both Houses upon the French Treaties' Question beg leave to lay before your Honourable House the following preliminary report:—

(1.) They have had submitted to them, for their consideration, the correspondence hereto annexed, marked (A.)

(a) Telegram from the Secretary of State for the Colonies to Governor O'Brien, dated February 7th, 1893.

(b) Telegram from Governor O'Brien to Secretary of State for the Colonies, dated February 14th, 1893.

(c) Telegram from Secretary of State to Governor O'Brien, dated February 16th, 1893.

(d) Telegram from Governor O'Brien to Secretary of State for the Colonies, dated February 25th, 1893.

(2.) The purport of that correspondence is as follows:—

(a) Her Majesty's Government wish to know the intention of the Government and Legislature of this Colony as to perma-

Report.—
(Continued.)

ment legislation to carry out treaty obligations—(telegram, February 7th).

(b) The Government reply that the Bill introduced last Session was defeated by 23 to 8, and that the Resolution adopted by the Assembly on May 14th, 1892, indicates the proposed action of the Assembly—(telegram, February 14th).

(c) Her Majesty's Government consider permanent legislation absolutely necessary. French Government will not negotiate for the purposes indicated by Assembly's Resolution of May 14th till arbitration completed. If Legislature will not fulfil the pledges given by delegates, Her Majesty's Government will introduce legislation into Parliament. Hope expressed that Government of Colony will introduce and press a satisfactory permanent measure during this Session. The draft of such a Bill must be arranged with Her Majesty's Government—(telegram, February 16th).

(d) The Government reply that matter now before Joint Select Committee, which will report when Legislature meets. Meantime Government cannot move—(telegram, February 25th).

(3.) Your Committee find, by reference to the Minutes of both Houses, that in May, 1891, the following Resolution was adopted:—

“*Resolved*—That this Legislature will adopt such Legislation as may be necessary to

Report.—
(Continued.)

carry into effect the proposals made to Imperial Government and Parliament by the delegates.”

(4.) By reference to the correspondence and documents then before the Legislature, the Committee find that the delegates made the following proposals in reference to legislation of a continuing character:—

(a) That it should provide for the creation of a Court to adjudicate upon complaints arising in the course of the enforcement of the treaties and the award of the proposed arbitration upon the lobster question, the Judges of which Court should be appointed by the Government of the Colony, with the approval of Her Majesty in Council, and from whose judgments there should be a right of appeal to the Supreme Court of this Colony, and thence to the Judicial Committee of the Privy Council.

(b) That compensation should be provided for those persons, if any, whose property might be injured or disturbed in consequence of the enforcement of the award of the arbitration; provided it were found impossible to abandon arbitration altogether—(See letter of Delegates to Secretary of State for Colonies, dated May 1st, 1891).

(5.) That the proposals made by the Delegates were understood by Her Majesty's Government to be as above set forth is proven by the language of

Lord Salisbury, in the House of Lords, on Friday, May 29th, 1891, when he said:—

Report.—
(Continued.)

“The information we have received from the Delegates is that if by that time Her Majesty’s Government should be agreed upon legislation with respect to the tribunals by which the treaties are to be enforced, *and compensation due to persons who may suffer under them*, then in that case the Newfoundland Legislature will give permanence to the provision which we understand they have now adopted until the end of 1893.”

(5.) In further proof that the proposals of the Delegates were understood by Her Majesty’s Government to be as above set forth, we draw attention to the fact that the first Draft Bill discussed between the Delegates and Her Majesty’s Government (hereto annexed and marked B.), contained provisions for the appointment of Judges by the Government of Newfoundland, and for an appeal to the Supreme Court and the Privy Council.

(7.) The Committee find that the Bill introduced into the House of Assembly last session by the request of Her Majesty’s Government, and refused a second reading after a protracted debate, did not contain any provisions for the appointment of Judges by the Government of this Colony, or for the compensation of persons who might suffer damage in consequence of the award of the arbitration; that it was not, therefore, in accord with the proposals made by the Delegates and ratified by both Houses of the Legislature; and consequently

Report.—
(Continued.) that the Legislature was not in any manner bound to its enactment.

(8.) The provisions of the Bill submitted to the Legislature last Session (hereto annexed, marked C.), were an absolute departure from the basis of the Act which the Legislature understood it would be called upon to enact. The Tribunal contemplated by the Delegates and the Legislature was one which would hear and determine any complaint which the aggrieved party might consider necessary to bring before the Court, for the infringement of or interference with the fishery rights of the complainant, whoever he might be. Instead of such a Court the proposed Bill only provided:—

“Where a Naval Officer, holding the instructions of Her Majesty the Queen, given through the Commissioners of the Admiralty, for fulfilling the French Treaties, and Arbitration Award, thinks it necessary to take any action against any persons or their property for carrying into effect or enforcing the said Treaties or Award, or of maintaining peace and good order among the persons engaged in the fisheries on the Treaty coast and waters, he shall bring the matter before the Judicial Commission Court, and before taking any action obtain a judgment of the Court directing such action.” (Section 2.)

It will be observed that the right of complaint and initial procedure is restricted to the Naval Officer, and then only “when he thinks it neces-

sary to take any action against any persons or their property, &c." The result of this would be to legalize an authority heretofore usurped by Naval Officers, and practically to abolish any redress to the subject. And when, in connection with the limited rights of the subject under Sec. 2, the extraordinary and unheard of powers conferred by Sub-Section 2 of Section 6 on Naval Officers are considered, your Committee are of opinion that Naval Officers are, by this Act, given more absolute control than has hitherto been attempted to be assumed by the most arbitrary of them.

Report.—
(Continued.)

We view with alarm the creation of a dual authority such as is indicated by Section 1, by which Commissioners with unknown powers are to be appointed, and then (Sub-Section 2 of Section 1) constituted a Commission Court with powers subject only to the review of the Privy Council. But even this right of Appeal is subject to restrictions now unknown, and to be subsequently defined. Your Committee see no valid reason why these Appeals should not be governed by the ordinary rules regulating Appeals to and from the Superior Tribunals of Her Majesty's Colonies. The refusal of Her Majesty's Government to assure the Delegates that the Commissioners would be lawyers of training and standing, and the want of that assurance in the proposed Bill, indicate that these Commissioners are likely to be the Naval Officers commanding cruizers in the Treaty waters.

(9.) Though the obligations of the Treaties, while they continue to exist must be enforced, and though the conditions existing on the coasts to which they apply may make special Courts seem

Report.—
(Continued.)

desirable, the existence of any good and sufficient reason for departing from the principles and procedure which ordinarily govern Courts in the administration of British laws cannot be admitted. The Delegates stipulated, therefore, that the Judges of the Special Courts charged with the enforcement of the Treaties should be appointed in the same manner as the Judges of our Supreme Court, and that the right of appeal should be granted,—(see Delegates' letter of May 1st, 1891). Mindful, too, of the fact that the lobster factories upon the coasts over which the French have rights were permitted to be erected, and to be operated, while British Naval Officers were professedly enforcing Treaty rights on that coast, under the instructions of Her Majesty's Government, and of the other fact that the negotiations for the arbitration upon the right to catch and pack lobsters were commenced and concluded in opposition to the protests of this Colony, the Delegates conditioned that provisions for the purpose of affording compensation to the owners of factories should be inserted in any measure legalizing the award of the arbitrators—(see Delegates letter of May 1st, 1891.) Your Committee are of opinion that the Legislature should never consent to any legislation which does not accord the right to appoint the Judges of the Special Courts, and provide for compensation for damages consequent upon the award, in the manner proposed by the Delegates.

(10.) It is evident that the Delegates in making their proposals, and the Legislature in pledging itself to support them, were mindful of the duty of protecting the French in the exercise of their

Treaty rights in the waters and on the coasts of Newfoundland, so long as those rights continue to exist. But neither Delegates nor Legislature had any thought of abandoning or abating the demand for the abrogation of those Treaties altogether, either by purchase, exchange or otherwise, at the earliest possible opportunity. Those Treaties have become odious, through the changed conditions of the region to which they apply, and it is, and ever must be, the patriotic aspiration of the people of this Colony to have its soil and its waters free from every foreign claim. Your Committee think, therefore, that the Legislature, when notifying Her Majesty's Government of its readiness to fulfil the proposals of the Delegates, should make it plain that, as the Treaties were made in the interests, not of this Colony, but of the Empire at large, it was for the Empire's honor and advantage that proposals were made by the Delegates, and will be fulfilled by the Legislature, and that the Colony will expect to be rewarded in due time by the entire abrogation of the Treaties, at the expense of that Empire on whose behalf they were made and enforced.

(11.) Your Committee recommend that His Excellency the Governor be requested to transmit by wire the accompanying Despatch (hereto annexed and marked D.) to the Secretary of State for the Colonies, in reply to his Telegram of February 16th, intimating that the Legislature abides by its promise to carry out the pledges of the Delegates when a bill is agreed upon which shall contain the provisions as to Courts and compensation as stipulated by the Delegates, a draft of which bill the

Report —
(Continued.)

Legislature is prepared to forthwith arrange with Her Majesty's Government; and protesting against Imperial legislation before such a bill is agreed upon for submission to this Legislature as a breach of a well-understood agreement between the Delegates and Her Majesty's Government.

(12.) The permanent legislation asked for is desired not alone for the purpose of enforcing the treaties relative to that portion of Newfoundland on the coasts of which the French have certain fishery rights, but also for the enforcement of the award of an arbitration relative to the Lobster Question agreed upon between Her Majesty's Government and the Government of France. From the outset such a piecemeal arbitration has been opposed by, and on behalf of this Colony, and the agreement between the Governments of France and Great Britain relative to it was made not only without its consent, but in despite of the well known and frequently expressed opposition of the Legislature and Government of this Colony. The chief ground of objection has been that no arbitration should be consented to that did not include all the questions concerning this Colony at issue between the two nations, more particularly the manner in which the French exercise and exceed their rights in the Islands of St. Pierre and Miquelon. The correspondence proves that the Delegates frequently expressed to Her Majesty's Government the desire of the Colony for "an unconditional arbitration upon all points that either party can raise under the treaties and declarations," and especially urged that the questions relating to St. Pierre and Miquelon should be included in the

subjects to be passed upon by the proposed arbitration in Paris. Your Committee conceive the protest against any piecemeal arbitration to be an expression of the sentiment of the entire Legislature, and recommend that an address to Her Majesty-in-Council should be adopted, praying that the proposed arbitration should not be allowed to proceed unless and until its scope is so enlarged as to make it obligatory upon the arbitrators to decide upon all questions arising under treaty and other obligations, or at least to include the manner in which the French exercise and exceed their rights in St. Pierre and Miquelon.

(13.) St. Pierre and Miquelon have long been the centre for smuggling operations, to the detriment of this Colony and the Dominion of Canada, and the manner in which they are at present used is a menace to the good government of the adjacent countries. All requests for the appointment of a British Consul at St. Pierre have been heretofore peremptorily refused, and this Colony has therefore not been able to adequately protect itself from the practices carried on with and from the aforesaid islands.

The Committee understand that a joint application has been made by Canada and this Colony for the appointment of a British Consul and Assistant Consul at St. Pierre, and are of opinion that Her Majesty's Government should treat the concession by the Government of France of the right to make such appointments as a condition precedent to any further progress with the proposed arbitration,

Report.—
(Continued.)

(14.) In view of all the circumstances, your Committee recommend that the Legislature adopt an address to Her Majesty-in-Council drawing Her attention to the fact that the Assembly, on the 14th of May last, resolved that it would, under certain conditions, extend until the end of 1895 the Act now legalizing the enforcement of the Treaties and Modus Vivendi with France, and praying that Her Majesty's Ministers will not introduce into parliament any legislation for the purpose of legalizing any arbitration not including all questions at issue under the Treaties, or at least that relative to St. Pierre and Miquelon, and pledging the Legislature, in case such an extended arbitration is agreed upon, to the adoption of permanent legislation, provided it includes provisions for the creations of Courts and compensation as stipulated for by the Delegates.

R. BOND, *Chairman*.
 PHILIP CLEARY,
 M. MONROE,
 G. T. RENDELL,
 GEO. SKELTON,
 GEO. H. EMERSON,
 M. H. CARTY,
 A. B. MORINE,
 J. SINCLAIR TAIT,
 FRANK MORRIS.

APPENDIX A.

Report.—
(Continued.)

[COPY.]

Telegram from Secretary of State for the Colonies to Governor O'Brien, 7th February, 1893.

It is necessary that Her Majesty's Government should know as soon as possible intentions of your Ministers and Legislature as to permanent legislation to enable Her Majesty to carry out treaty obligations. Telegraph reply.

[COPY.]

From Governor O'Brien to Secretary of State, February 14th, 1893.

I am requested by my Ministers with reference to your telegram of 7th February, to transmit the following Minute of the Committee of the Executive Council: "Treaties Bill introduced by Sir W. Whiteway into House of Assembly in Session of 1892 was defeated by 23 to 8, two members of the Executive only supported the Bill, Mr. Harvey and Sir William Whiteway. My responsible advisers call the attention of the Secretary of State for the Colonies to the resolution of the 14th May last, transmitting in telegram of 17th May, as indicating proposed action of House of Assembly." Legislature meets 7th March.

[COPY.]

Telegram from Secretary of State to Governor O'Brien, 16th February, 1893.

Referring to your telegram of 14th February, permanent legislation absolutely necessary to

Report.—
(Continued.) enable arbitration to proceed. French Government would not enter into negotiations for purpose indicated by resolutions of Legislature till after arbitration. If Houses of Legislature will not fulfil pledges given by Delegates on their behalf, Her Majesty's Government will have no alternative but to introduce Imperial legislation, consequently we hope that your Ministers will be prepared to introduce and press legislation of satisfactory permanent measure during next Session; draft must be arranged with Her Majesty's Government. Telegraph reply.

[COPY.]

Telegram from Governor O'Brien to the Principal Secretary of State for the Colonies, 25th Feb., 1893.

Referring to your telegram of 16th February, matter is now before Select Committee referred to in my telegram of 17th May, whose report will be submitted to the Houses of Legislature meeting 7th March. 'Till then my responsible advisers feel they cannot move.

APPENDIX B.

A BILL.

[DRAFT.]

ENTITLED, &c.

[*Recite the Treaties, Declarations and Agreement for Arbitration.*]

Whereas it is necessary that tribunals should be established on the Treaty Coast of Newfoundland as referred to in the said Treaties, declarations

and agreement for the purpose of adjudicating^{Report.—}
upon all questions arising from time to time as
between the persons fishing and curing their fish
upon the said Coast. (Continued.)

Be it enacted by the Governor, Legislative Council and House of Assembly, in Legislative Session convened:—

1.—That it shall and may be lawful for the Government of Newfoundland, by and with the approval of Her Majesty, to appoint Judges, either stationary or itinerant, upon the said Treaty Coast to hold Court as occasion may require to determine all questions arising between persons fishing and curing or drying their fish upon the said Coast.

2.—That all such questions as aforesaid shall be heard and determined in a summary manner before the Court without a jury.

3.— That the said Judges shall have power to make such rules as may be deemed necessary for the forms and procedure of the Court, which rules shall, after having been approved of by Her Majesty in Council and published in the *Royal Gazette*, be legal and binding as if embodied herein.

4.—That the judgments, orders and decrees of the said Courts shall be executed by officials to be appointed as occasion may require by the Government of Newfoundland, subject to the approval of Her Majesty.

5.—When any party shall consider himself aggrieved by the adjudication, &c.

[Right of appeal to the Supreme Court of Newfoundland and from thence to the Privy Council.]

Report.—
(Continued.)

6.—No judgment or decree of the said Court shall be questioned for want of form.

7.—This Act shall be cited as, &c., &c.

APPENDIX C.

A Bill to provide for the carrying into effect Her Majesty's Engagements with France respecting the Fisheries off the Coast of Newfoundland, and for the Judicial Determination of Questions arising with reference thereto.

WHEREAS the engagements between Great Britain and France relating to the Newfoundland fisheries rest upon the treaties, declarations and agreements hereinafter mentioned :

* * * * *

And whereas it is expedient that permanent arrangements should be made, both for the legal enforcement of the provisions of the French treaties, and of the arbitration award, and also for the decision of questions which may from time to time arise under those provisions upon the treaty coast and waters.

Be it therefore enacted by the Governor and Legislative Council and House of Assembly in Legislative Session convened, as follows:—

1.—(1.) Her Majesty the Queen may from time to time, by instrument under Her Royal Sign Manual and Signet, appoint Judicial Commissioners for the treaty coast and waters, and every Commissioner so appointed shall receive from the Governor a commission for the purposes of this Act.

(2.) There shall be a superior court of record, called the Judicial Commission Court, and the said Judicial Commissioners shall be Judges of that Court. Report.—
(Continued.)

2.—(1.) Where a naval officer holding the instructions of Her Majesty the Queen, given through the Commissioners of the Admiralty for fulfilling the French treaties and arbitration award, thinks it necessary to take any action against any persons or their property for the purpose of carrying into effect or enforcing the said treaties or award, or of maintaining peace and good order among the persons engaged in the fisheries on the treaty coast and waters, he shall bring the matter before the Judicial Commission Court, and, before taking any action obtain a judgment of the Court directing such action.

(2.) Any person aggrieved by any act of a naval officer holding such instructions as aforesaid may bring the matter before the Judicial Commission Court.

(3.) The Judicial Commission Court shall try every case in a summary manner, and decide it in accordance with the French treaties and arbitration award, and give such judgment as appears necessary for carrying into effect the decision so as to secure the due observance of the said treaties and award.

3.—(1.) A judgment of the Court may impose a fine, not exceeding five hundred dollars, grant an injunction mandatory or otherwise, award damages or costs, direct a sale, and give any other order or direction which appears to the Court necessary for

Report —
(Continued.)

carrying into full effect the judgment of the Court, or for the execution of the French treaties or arbitration award.

(2.) A judgment of the Judicial Commission Court shall have full effect and may be executed, whether on land or at sea by any naval officer, or by any civil officer who executes the judgment of the Supreme Court, or of a stipendiary magistrate.

4.—(1.) Subject to any rules from time to time made by Her Majesty the Queen, and countersigned by one of Her Majesty's Principal Secretaries of State—

(a.) Sittings of the Judicial Commission Court shall be held at such times and places, and either by one or more of the Commissioners as occasion appears to require, and that either simultaneously or at different times, and at certain fixed places, or at different places where a Commissioner may be, and either on board ship or on land; and

(b.) The jurisdiction of the Court may be exercised by one Commissioner; and

(c.) The Court may, where it deems expedient, summon any persons having local knowledge and experience to sit with the Court as assessors; and

(d.) The Court may from time to time appoint such officers as appear to the Court necessary, and remove such officers.

5.—(1.) There shall not, save as hereinafter mentioned, be any appeal from any judgment of

the Judicial Commission Court in any case connected with the French treaties or arbitration award, nor shall the Court be liable in any such case to be restrained or interfered with in the exercise of their jurisdiction under this Act, whether by a prohibition, mandamus, certiorari, or otherwise; and any judgment, or other proceeding of the Court, shall not be deemed void by reason only of any formal defect;

(2.) Provided that—

(a.) Nothing in this Act shall impair the right of appeal to Her Majesty the Queen in Council, in accordance with such regulations as Her Majesty in Council may make; and

(b.) If any party to a case determined by one Judicial Commissioner requires the case to be reheard before a Court composed of more than one Commissioner, the case shall be so reheard.

(3.) Provided further, that an appeal or rehearing under sub-section (2) of this section shall not operate as a stay of execution.

6.—(1.) The Judicial Commission Court shall, for the purposes of this Act, have the same jurisdiction and power of summoning and enforcing the attendance of parties and witnesses, of administering an oath, of protecting and enforcing respect for the Court, enforcing their judgment or summons, and otherwise, as the Supreme Court, or (as the case requires) any Stipendiary Magistrate.

(2.) A naval officer shall have power with a view to any proceeding in the Judicial Commission

Report.—
(Continued.)

Court, to take and bring before the Court, any person, or vessel or boat or any tackle, equipment or nets, and for that purpose, and for the purpose of the execution of any judgment of the Court, shall have the authority and be entitled to the immunities given by law to any sheriff, bailiff, tipstaff, constable or officer executing a warrant or judgment of the Supreme Court, or (as the case requires) any Stipendiary Magistrate.

7.—(1.) The Judicial Commission Court may, from time to time, with the approval of Her Majesty the Queen, signified under the hand of one of Her Majesty's Principal Secretaries of State, make, revoke and vary rules regulating the procedure, payment of assessors, practice, fees and costs, in matters under this Act, and providing for the reception of depositions in evidence, and such rules shall be published in the *Royal Gazette*, and while in force shall be binding as if enacted in this Act.

(2.) All such fees, and also all fines imposed by the Court, shall be paid, accounted for, and applied as directed by the rules, and subject to any such direction shall be applied in aid of the expenses of the Court and the officers thereof, and so far as not required for that purpose shall be applied as part of the revenue of Newfoundland.

8.—(1.) Nothing in this Act shall apply to any matter arising otherwise than in relation to the French treaties and arbitration award.

(2.) The jurisdiction and powers conferred by this Act shall be in addition to and not in derogation of any jurisdiction and powers of Her Majesty

the Queen, or officers acting under Her orders, or of the Governor, or any court, magistrate, or officer of Newfoundland.

Report.—
(Continued.)

9.—In this Act, unless the context otherwise requires—

The expression “Naval officer” means any officer, commissioned and in full pay, of one of Her Majesty’s ships.

The expression “judgment” includes a decree or order.

The expression “French treaties” means the engagements between Great Britain and France recited in this Act, and includes any future agreement for a continuation (pending the arbitration) of the *modus vivendi* of 1890.

The expression “arbitration award” means any award made in pursuance of the arbitration agreement recited in this Act.

The expression “treaty coast and waters” means such portion of the coast of Newfoundland as is mentioned in the above-recited treaty of Versailles of the third day of September, one thousand seven hundred and eighty-three, and such of the waters adjoining that portion of the coast as are within Her Majesty’s jurisdiction.

Words importing the masculine gender shall include females, and words in the singular shall include the plural, and words in the plural shall include the singular.

10.—The Newfoundland French Treaties’ Act of 1891 is hereby repealed.

Report.—
(Continued.)

11.—This Act shall come into operation on such day as may be notified by the Governor by proclamation, and may be cited as the “Fishery Treaties’ Act, 1892.”

APPENDIX D.

DESPATCH PROPOSED TO BE TELEGRAPHED.

Houses of Legislature unwilling it should be considered there was ever any intention on their part to repudiate proposals made by Delegates. Bill rejected last year was not in accord with those proposals, and did not contain principles agreed upon by Delegates and Her Majesty’s Government. In reply to your Despatch February 16th, both Houses beg to intimate their readiness, in interests of Empire, to enact legislation fulfilling proposals by Delegates, and to agree with Her Majesty’s Government upon draft of measure for that purpose. They regard it as essential that such legislation should provide for Courts and compensation as proposed in Delegates’ letter May 1, 1891, and referred to by Lord Salisbury in Lords May 29th, 1891. Legislature most earnestly protests against Imperial legislation for enforcement treaties and award of arbitration which does not contain provision for compensation, and for Courts constituted as agreed upon by Her Majesty’s Government and Delegates from this Colony. Partial arbitration now pending was agreed upon in opposition Colony’s repeated protests. Legislature earnestly desires that arbitration should not proceed unless scope extended so as to include all questions arising under treaties, or at least French use of St. Pierre and Miquelon. Legislature urgently re-

quests that, while negotiations for extension arbitration, and joint application Canada and this Colony for British Consul, are pending, the arbitration regarding Lobster question shall not be proceeded with. A measure extending till end 1895 present Act for enforcing treaties and *modus vivendi* will be enacted if Her Majesty's Government desire it, pending result negotiations. Report Joint Select Committee and Address by both Houses will be forthwith sent by mail.

Report.—
(Continued.)

The said Report was received and read. Received and read.

The Hon. Mr. Monroe gives notice, that he will, on to-morrow, move the adoption of the said Report. Notice of motion.

Pursuant to notice, and on motion of the Hon. Mr. Harvey,—

Ordered,—That a Select Committee be appointed on the Printing and Contingencies of this House for the present Session. Committee on Printing and Contingencies.

Ordered,—That the Hon'bles Messrs. Harvey, Cleary, Talbot, Monroe and Rendell, be a Committee for that purpose.

On motion made, the House adjourned until to-morrow Thursday, March 9th, at half-past Four o'clock, P. M. Adjourned.

The Hon. Mr. Talbot gives notice, that he will, on to-morrow, move the suspension of the 35th Rule of this House as regards the Address in

Thursday, March 9th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON.

Minutes read.

The Minutes of Wednesday, March 8th, were read.

Motion for adoption of Report of Joint Committee on French Treaties' Question.

Pursuant to notice, the Hon. Mr. Monroe moved the adoption of the Report of the Joint Select Committee of both Houses of the Legislature on the French Treaties' Question, and

On motion of the Hon. Mr. Mackay,—

Debate adjourned.

Ordered,—That the Debate on the adoption of the said Report, be adjourned until to-morrow.

Draft of Address of Thanks presented and read a first time.

The Hon. Mr. Talbot, from the Select Committee appointed to prepare an Address in Reply to the Speech of His Excellency the Governor, presented a Draft of the same, which was received and read a first time, and

Ordered,—To be read a second time to-morrow.

Notice of Motion.

The Hon. Mr. Talbot gives notice, that he will, on to-morrow, move the Suspension of the 35th Rule of this House as regards the Address in

Reply to the Speech of His Excellency the Governor.

On motion made, the House adjourned until Adjourned.
to-morrow, Friday, March 10th, at half-past Four
o'clock, P. M.

Friday, March 10th, 1893.

The House met pursuant to adjournment. House meets.

PRESENT:

The Honorable E. D. SHEA, *President.* Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON.

The Minutes of Thursday, March 9th, were Minutes read.
read.

The Hon. Mr. Monroe moved the adoption of Motion for adop-
tion of Report of
Joint Committee
on French Trea-
ties' Question.
the Report of the Joint Select Committee of both
Houses of Legislature on the French Treaties'
Question.

Whereupon the Hon. Mr. Harvey moved in
amendment,—

“That the said Report be referred to a Com-Amendment.
mittee of the whole House,” and

Ordered,—Accordingly.

Committee on Report. The House then went into Committee on the said Report.

Hon. Mr. Skelton in the Chair.

House resumes. After some time the House resumed.

Progress reported. The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered,—That the Report be received.

Adjourned. On motion made, the House adjourned until to-morrow, Saturday, March 11th, at half-past Four o'clock, P. M.

Saturday, March 11th, 1893.

House meets. The House met pursuant to adjournment.

PRESENT :

Members present. The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. McLOUGHLAN,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON.

Minutes read. The Minutes of Friday, March 10th, were read.

The Hon. the President informed the House that he had received the following Messages from the House of Assembly:—

Mr. PRESIDENT,—

The House of Assembly acquaints the Hon. <sup>Message from
Assembly.</sup> Legislative Council that it has adopted the accompanying Report of the Joint Select Committee of both Houses upon the French Treaties' Question, to which it requests the concurrence of the Council.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, }
March 10th, 1893. }

*REPORT OF JOINT SELECT COMMITTEE OF BOTH
HOUSES OF LEGISLATURE ON FRENCH
TREATIES' QUESTION.*

ST. JOHN'S, NEWFOUNDLAND, }
March 8th, 1893. }

The Joint Select Committee of both Houses <sup>Report of Joint
Committee on
French Treaties'
Question.</sup> upon the French Treaties' Question beg leave to lay before your Honourable House the following preliminary report:—

(1.) They have had submitted to them, for their consideration, the correspondence hereto annexed, marked (A.)

(a) Telegram from the Secretary of State for the Colonies to Governor O'Brien, dated February 7th, 1893.

(b) Telegram from Governor O'Brien to Secretary of State for the Colonies, dated February 14th, 1893.

(c) Telegram from Secretary of State to Governor O'Brien, dated February 16th, 1893.

(d) Telegram from Governor O'Brien to Secretary of State for the Colonies, dated February 25th, 1893.

Report.—

(Continued.)

(2.) The purport of that correspondence is as follows:—

(a) Her Majesty's Government wish to know the intention of the Government and Legislature of this Colony as to permanent legislation to carry out treaty obligations—(telegram, February 7th).

(b) The Government reply that the Bill introduced last Session was defeated by 23 to 8, and that the Resolution adopted by the Assembly on May 14th, 1892, indicates the proposed action of the Assembly—(telegram, February 14th).

(c) Her Majesty's Government consider permanent legislation absolutely necessary. French Government will not negotiate for the purposes indicated by Assembly's Resolution of May 14th till arbitration completed. If Legislature will not fulfil the pledges given by delegates, Her Majesty's Government will introduce legislation into Parliament. Hope expressed that Government of Colony will introduce and press a satisfactory permanent measure during this Session. The draft of such a Bill must be arranged with Her Majesty's Government—(telegram, February 16th).

(d) The Government reply that matter now before Joint Select Committee, which will report when Legislature meets. Meantime Government cannot move—(telegram, February 25th).

(3.) Your Committee find, by reference to the ^{Report.—} Minutes of both Houses, that in May, 1891, the _(Continued.) following Resolution was adopted:—

“*Resolved*—That this Legislature will adopt such Legislation as may be necessary to carry into effect the proposals made to Imperial Government and Parliament by the delegates.”

(4.) By reference to the correspondence and documents then before the Legislature, the Committee find that the delegates made the following proposals in reference to legislation of a continuing character:—

(a) That it should provide for the creation of a Court to adjudicate upon complaints arising in the course of the enforcement of the treaties and the award of the proposed arbitration upon the lobster question, the Judges of which Court should be appointed by the Government of the Colony, with the approval of Her Majesty in Council, and from whose judgments there should be a right of appeal to the Supreme Court of this Colony, and thence to the Judicial Committee of the Privy Council.

(b) That compensation should be provided for those persons, if any, whose property might be injured or disturbed in consequence of the enforcement of the award of the arbitration; provided it were found impossible to abandon arbitration altogether—(See letter of Dele-

Report.—
(Continued.)

gates to Secretary of State for Colonies, dated May 1st, 1891).

(5.) That the proposals made by the Delegates were understood by Her Majesty's Government to be as above set forth is proven by the language of Lord Salisbury, in the House of Lords, on Friday, May 29th, 1891, when he said:—

“The information we have received from the Delegates is that if by that time Her Majesty's Government should be agreed upon legislation with respect to the tribunals by which the treaties are to be enforced, *and compensation due to persons who may suffer under them*, then in that case the Newfoundland Legislature will give permanence to the provision which we understand they have now adopted until the end of 1893.”

(6.) In further proof that the proposals of the Delegates were understood by Her Majesty's Government to be as above set forth, we draw attention to the fact that the first Draft Bill discussed between the Delegates and Her Majesty's Government (hereto annexed and marked B.), contained provisions for the appointment of Judges by the Government of Newfoundland, and for an appeal to the Supreme Court and the Privy Council.

(7.) The Committee find that the Bill introduced into the House of Assembly last session by the request of Her Majesty's Government, and refused a second reading after a protracted debate, did not contain any provisions for the appointment of Judges by the Government of this Colony, or

for the compensation of persons who might suffer damage in consequence of the award of the arbitration; that it was not, therefore, in accord with the proposals made by the Delegates and ratified by both Houses of the Legislature; and consequently that the Legislature was not in any manner bound to its enactment. Report —
(Continued.)

(8.) The provisions of the Bill submitted to the Legislature last Session (hereto annexed, marked C.), were an absolute departure from the basis of the Act which the Legislature understood it would be called upon to enact. The Tribunal contemplated by the Delegates and the Legislature was one which would hear and determine any complaint which the aggrieved party might consider necessary to bring before the Court, for the infringement of or interference with the fishery rights of the complainant, whoever he might be. Instead of such a Court the proposed Bill only provided:—

“Where a Naval Officer, holding the instructions of Her Majesty the Queen, given through the Commissioners of the Admiralty, for fulfilling the French Treaties, and Arbitration Award, thinks it necessary to take any action against any persons or their property for carrying into effect or enforcing the said Treaties or Award, or of maintaining peace and good order among the persons engaged in the fisheries on the Treaty coast and waters, he shall bring the matter before the Judicial Commission Court, and before taking any action ob-

Report.—
(Continued.)

tain a judgment of the Court directing such action." (Section 2.)

It will be observed that the right of complaint and initial procedure is restricted to the Naval Officer, and then only "when he thinks it necessary to take any action against any persons or their property, &c." The result of this would be to legalize an authority heretofore usurped by Naval Officers, and practically to abolish any redress to the subject. And when, in connection with the limited rights of the subject under Sec. 2, the extraordinary and unheard of powers conferred by Sub-Section 2 of Section 6 on Naval Officers are considered, your Committee are of opinion that Naval Officers are, by this Act, given more absolute control than has hitherto been attempted to be assumed by the most arbitrary of them.

We view with alarm the creation of a dual authority such as is indicated by Section 1, by which Commissioners with unknown powers are to be appointed, and then (Sub-Section 2 of Section 1) constituted a Commission Court with powers subject only to the review of the Privy Council. But even this right of Appeal is subject to restrictions now unknown, and to be subsequently defined. Your Committee see no valid reason why these Appeals should not be governed by the ordinary rules regulating Appeals to and from the Superior Tribunals of Her Majesty's Colonies. The refusal of Her Majesty's Government to assure the Delegates that the Commissioners would be lawyers of training and standing, and the want of that assurance in the proposed Bill, indicate that these Com-

missioners are likely to be the Naval Officers ^{Report.—}
commanding cruizers in the Treaty waters. _(Continued.)

(9.) Though the obligations of the Treaties, while they continue to exist must be enforced, and though the conditions existing on the coasts to which they apply may make special Courts seem desirable, the existence of any good and sufficient reason for departing from the principles and procedure which ordinarily govern Courts in the administration of British laws cannot be admitted. The Delegates stipulated, therefore, that the Judges of the Special Courts charged with the enforcement of the Treaties should be appointed in the same manner as the Judges of our Supreme Court, and that the right of appeal should be granted,—(see Delegates' letter of May 1st, 1891). Mindful, too, of the fact that the lobster factories upon the coasts over which the French have rights were permitted to be erected, and to be operated, while British Naval Officers were professedly enforcing Treaty rights on that coast, under the instructions of Her Majesty's Government, and of the other fact that the negotiations for arbitration upon the right to catch and pack lobsters were commenced and concluded in opposition to the protests of this Colony, the Delegates conditioned that provisions for the purpose of affording compensation to the owners of factories should be inserted in any measure legalizing the award of the arbitrators—(see Delegates' letter of May 1st, 1891.) Your Committee are of opinion that the Legislature should never consent to any legislation which does not accord the right to appoint the Judges of the Special Courts, and provide for compensation for damages consequent

Report.—
(Continued.) upon the award, in the manner proposed by the Delegates.

(10.) It is evident that the Delegates in making their proposals, and the Legislature in pledging itself to support them, were mindful of the duty of protecting the French in the exercise of their Treaty rights in the waters and on the coasts of Newfoundland, so long as those rights continue to exist. But neither Delegates nor Legislature had any thought of abandoning or abating the demand for the abrogation of those Treaties altogether, either by purchase, exchange or otherwise, at the earliest possible opportunity. Those Treaties have become odious, through the changed conditions of the region to which they apply, and it is, and ever must be, the patriotic aspiration of the people of this Colony to have its soil and its waters free from every foreign claim. Your Committee think, therefore, that the Legislature, when notifying Her Majesty's Government of its readiness to fulfil the proposals of the Delegates, should make it plain that, as the Treaties were made in the interests, not of this Colony, but of the Empire at large, it was for the Empire's honor and advantage that proposals were made by the Delegates, and will be fulfilled by the Legislature, and that the Colony will expect to be rewarded in due time by the entire abrogation of the Treaties, at the expense of that Empire on whose behalf they were made and enforced.

(11.) Your Committee recommend that His Excellency the Governor be requested to transmit by wire the accompanying Despatch (hereto annexed and marked D.) to the Secretary of State for

the Colonies, in reply to his Telegram of February 16th, intimating that the Legislature abides by its promise to carry out the pledges of the Delegates when a bill is agreed upon which shall contain the provisions as to Courts and compensation as stipulated by the Delegates, a draft of which bill the Legislature is prepared to forthwith arrange with Her Majesty's Government; and protesting against Imperial legislation before such a bill is agreed upon for submission to this Legislature as a breach of a well-understood agreement between the Delegates and Her Majesty's Government.

(12.) The permanent legislation asked for is desired not alone for the purpose of enforcing the treaties relative to that portion of Newfoundland on the coasts of which the French have certain fishery rights, but also for the enforcement of the award of an arbitration relative to the Lobster Question agreed upon between Her Majesty's Government and the Government of France. From the outset such a piecemeal arbitration has been opposed by, and on behalf of this Colony, and the agreement between the Governments of France and Great Britain relative to it was made not only without its consent, but in despite of the well known and frequently expressed opposition of the Legislature and Government of this Colony. The chief ground of objection has been that no arbitration should be consented to that did not include all the questions concerning this Colony at issue between the two nations, more particularly the manner in which the French exercise and exceed their rights in the Islands of St. Pierre and Miquelon. The correspondence proves that the

Report.—
(Continued.)

Delegates frequently expressed to Her Majesty's Government the desire of the Colony for "an unconditional arbitration upon all points that either party can raise under the treaties and declarations," and especially urged that the questions relating to St. Pierre and Miquelon should be included in the subjects to be passed upon by the proposed arbitration in Paris. Your Committee conceive the protest against any piecemeal arbitration to be an expression of the sentiment of the entire Legislature, and recommend that an address to Her Majesty-in-Council should be adopted, praying that the proposed arbitration should not be allowed to proceed unless and until its scope is so enlarged as to make it obligatory upon the arbitrators to decide upon all questions arising under treaty and other obligations, or at least to include the manner in which the French exercise and exceed their rights in St. Pierre and Miquelon.

(13.) St. Pierre and Miquelon have long been the centre for smuggling operations, to the detriment of this Colony and the Dominion of Canada, and the manner in which they are at present used is a menace to the good government of the adjacent countries. All requests for the appointment of a British Consul at St. Pierre have been heretofore peremptorily refused, and this Colony has therefore not been able to adequately protect itself from the practices carried on with and from the aforesaid islands.

The Committee understand that a joint application has been made by Canada and this Colony for the appointment of a British Consul and Assistant Consul at St. Pierre, and are of opinion that

Her Majesty's Government should treat the con-^{Report.—}
cession by the Government of France of the right (Continue)
to make such appointments as a condition precedent
to any further progress with the proposed arbitra-
tion.

(14.) In view of all the circumstances, your Committee recommend that the Legislature adopt an address to Her Majesty-in-Council drawing Her attention to the fact that the Assembly, on the 14th of May last, resolved that it would, under certain conditions, extend until the end of 1895 the Act now legalizing the enforcement of the Treaties and Modus Vivendi with France, and praying that Her Majesty's Ministers will not introduce into parliament any legislation for the purpose of legalizing any arbitration not including all questions at issue under the Treaties, or at least that relative to St. Pierre and Miquelon, and pledging the Legislature, in case such an extended arbitration is agreed upon, to the adoption of permanent legislation, provided it includes provisions for the creation of Courts and compensation as stipulated for by the Delegates.

R. BOND, *Chairman.*

PHILIP CLEARY,

M. MONROE,

G. T. RENDELL,

GEO. SKELTON,

GEO. H. EMERSON,

M. H. CARTY,

A. B. MORINE,

J. SINCLAIR TAIT,

FRANK MORRIS.

Report.—
(Continued.)

APPENDIX A.

[COPY.]

Telegram from Secretary of State for the Colonies to Governor O'Brien, 7th February, 1893.

It is necessary that Her Majesty's Government should know as soon as possible intentions of your Ministers and Legislature as to permanent legislation to enable Her Majesty to carry out treaty obligations. Telegraph reply.

[COPY.]

From Governor O'Brien to Secretary of State, February 14th, 1893.

I am requested by my Ministers with reference to your telegram of 7th February, to transmit the following Minute of the Committee of the Executive Council: "Treaties Bill introduced by Sir W. Whiteway into House of Assembly in Session of 1892 was defeated by 23 to 8, two members of the Executive only supported the Bill, Mr. Harvey and Sir William Whiteway. My responsible advisers call the attention of the Secretary of State for the Colonies to the resolution of the 14th May last, transmitting in telegram of 17th May, as indicating proposed action of House of Assembly." Legislature meets 7th March.

[COPY.]

Telegram from Secretary of State to Governor O'Brien, 16th February, 1893.

Referring to your telegram of 14th February, permanent legislation absolutely necessary to

enable arbitration to proceed. French Government ^{Report —}
 would not enter into negotiations for purpose indi- ^(Continued.)
 cated by resolutions of Legislature till after
 arbitration. If Houses of Legislature will not fulfil
 pledges given by Delegates on their behalf, Her
 Majesty's Government will have no alternative
 but to introduce Imperial legislation, consequently
 we hope that your Ministers will be prepared to
 introduce and press legislation of satisfactory per-
 manent measure during next Session; draft must
 be arranged with Her Majesty's Government.
 Telegraph reply.

[COPY.]

*Telegram from Governor O'Brien to the Principal
 Secretary of State for the Colonies, 25th Feb., 1893.*

Referring to your telegram of 16th February,
 matter is now before Select Committee referred to
 in my telegram of 17th May, whose report will be
 submitted to the Houses of Legislature meeting
 7th March. 'Till then my responsible advisers feel
 they cannot move.

APPENDIX B.

A BILL.

[DRAFT.]

ENTITLED, &c.

[*Recite the Treaties, Declarations and Agreement for
 Arbitration.*]

Whereas it is necessary that tribunals should
 be established on the Treaty Coast of Newfound-
 land as referred to in the said Treaties, declarations

Report.—
(Continued.)

and agreement for the purpose of adjudicating upon all questions arising from time to time as between the persons fishing and curing their fish upon the said Coast.

Be it enacted by the Governor, Legislative Council and House of Assembly, in Legislative Session convened:—

1.—That it shall and may be lawful for the Government of Newfoundland, by and with the approval of Her Majesty, to appoint Judges, either stationary or itinerant, upon the said Treaty Coast to hold Court as occasion may require to determine all questions arising between persons fishing and curing or drying their fish upon the said Coast.

2.—That all such questions as aforesaid shall be heard and determined in a summary manner before the Court without a jury.

3.— That the said Judges shall have power to make such rules as may be deemed necessary for the forms and procedure of the Court, which rules shall, after having been approved of by Her Majesty in Council and published in the *Royal Gazette*, be legal and binding as if embodied herein.

4.—That the judgments, orders and decrees of the said Courts shall be executed by officials to be appointed as occasion may require by the Government of Newfoundland, subject to the approval of Her Majesty.

5.—When any party shall consider himself aggrieved by the adjudication, &c.

[Right of appeal to the Supreme Court of Newfoundland and from thence to the Privy Council.]

6.—No judgment or decree of the said Court Report.—
shall be questioned for want of form. (Continued.)

7.—This Act shall be cited as, &c., &c.

APPENDIX C.

A Bill to provide for the carrying into effect Her Majesty's Engagements with France respecting the Fisheries off the Coast of Newfoundland, and for the Judicial Determination of Questions arising with reference thereto.

WHEREAS the engagements between Great Britain and France relating to the Newfoundland fisheries rest upon the treaties, declarations and agreements hereinafter mentioned :

* * * * *

And whereas it is expedient that permanent arrangements should be made, both for the legal enforcement of the provisions of the French treaties, and of the arbitration award, and also for the decision of questions which may from time to time arise under those provisions upon the treaty coast and waters.

Be it therefore enacted by the Governor and Legislative Council and House Assembly in Legislative Session convened, as follows:—

1.—(1.) Her Majesty the Queen may, from time to time, by instrument under Her Royal Sign Manual and Signet, appoint Judicial Commissioners for the treaty coast and waters, and every Commissioner so appointed shall receive from the Governor a commission for the purposes of this Act.

Report.—
(Continued.)

(2.) There shall be a superior court of record, called the Judicial Commission Court, and the said Judicial Commissioners shall be Judges of that Court.

2.—(1.) Where a naval officer holding the instructions of Her Majesty the Queen, given through the Commissioners of the Admiralty for fulfilling the French treaties and arbitration award, thinks it necessary to take any action against any persons or their property for the purpose of carrying into effect or enforcing the said treaties or award, or of maintaining peace and good order among the persons engaged in the fisheries on the treaty coast and waters, he shall bring the matter before the Judicial Commission Court, and, before taking any action obtain a judgment of the Court directing such action.

(2.) Any person aggrieved by any act of a naval officer holding such instructions as aforesaid may bring the matter before the Judicial Commission Court.

(3.) The Judicial Commission Court shall try every case in a summary manner, and decide it in accordance with the French treaties and arbitration award, and give such judgment as appears necessary for carrying into effect the decision so as to secure the due observance of the said treaties and award.

3.—(1.) A judgment of the Court may impose a fine, not exceeding five hundred dollars, grant an injunction mandatory or otherwise, award damages or costs, direct a sale, and give any other order or direction which appears to the Court necessary for

carrying into full effect the judgment of the Court, or for the execution of the French treaties or arbitration award. Report.—
(Continued.)

(2.) A judgment of the Judicial Commission Court shall have full effect and may be executed, whether on land or at sea by any naval officer, or by any civil officer who executes the judgment of the Supreme Court, or of a stipendiary magistrate.

4.—(1.) Subject to any rules from time to time made by Her Majesty the Queen, and countersigned by one of Her Majesty's Principal Secretaries of State—

(a.) Sittings of the Judicial Commission Court shall be held at such times and places, and either by one or more of the Commissioners as occasion appears to require, and that either simultaneously or at different times, and at certain fixed places, or at different places where a Commissioner may be, and either on board ship or on land; and

(b.) The jurisdiction of the Court may be exercised by one Commissioner; and

(c.) The Court may, where it deems it expedient, summon any persons having local knowledge and experience to sit with the Court as assessors; and

(d.) The Court may from time to time appoint such officers as appear to the Court necessary, and remove such officers.

5.—(1.) There shall not, save as hereinafter mentioned, be any appeal from any judgment of

Report.—
(Continued.)

the Judicial Commission Court in any case connected with the French treaties or arbitration award, nor shall the Court be liable in any such case to be restrained or interfered with in the exercise of their jurisdiction under this Act, whether by a prohibition, mandamus, certiorari, or otherwise; and any judgment, or other proceeding of the Court, shall not be deemed void by reason only of any formal defect;

(2.) Provided that—

(a.) Nothing in this Act shall impair the right of appeal to Her Majesty the Queen in Council, in accordance with such regulations as Her Majesty in Council may make; and

(b.) If any party to a case determined by one Judicial Commissioner requires the case to be reheard before a Court composed of more than one Commissioner, the case shall be so reheard.

(3.) Provided further, that an appeal or rehearing under sub-section (2) of this section shall not operate as a stay of execution.

6.—(1.) The Judicial Commission Court shall, for the purposes of this Act, have the same jurisdiction and power of summoning and enforcing the attendance of parties and witnesses, of administering an oath, of protecting and enforcing respect for the Court, enforcing their judgment or summons, and otherwise, as the Supreme Court, or (as the case requires) any Stipendiary Magistrate.

(2.) A naval officer shall have power with a view to any proceeding in the Judicial Commission

Court, to take and bring before the Court, any person, or vessel or boat or any tackle, equipment or nets, and for that purpose, and for the purpose of the execution of any judgment of the Court, shall have the authority and be entitled to the immunities given by law to any sheriff, bailiff, tipstaff, constable or officer executing a warrant or judgment of the Supreme Court, or (as the case requires) any Stipendiary Magistrate.

Report.—
(Continue)

7.—(1.) The Judicial Commission Court may, from time to time, with the approval of Her Majesty the Queen, signified under the hand of one of Her Majesty's Principal Secretaries of State, make, revoke and vary rules regulating the procedure, payment of assessors, practice, fees and costs, in matters under this Act, and providing for the reception of depositions in evidence, and such rules shall be published in the *Royal Gazette*, and while in force shall be binding as if enacted in this Act.

(2.) All such fees, and also all fines imposed by the Court, shall be paid, accounted for, and applied as directed by the rules, and subject to any such direction shall be applied in aid of the expenses of the Court and the officers thereof, and so far as not required for that purpose shall be applied as part of the revenue of Newfoundland.

8.—(1.) Nothing in this Act shall apply to any matter arising otherwise than in relation to the French treaties and arbitration award.

(2.) The jurisdiction and powers conferred by this Act shall be in addition to and not in derogation of any jurisdiction and powers of Her Majesty

Report.—
(Continued.)

the Queen, or officers acting under Her orders, or of the Governor, or any court, magistrate, or officer of Newfoundland.

9.—In this Act, unless the context otherwise requires—

The expression “Naval officer” means any officer, commissioned and in full pay, of one of Her Majesty’s ships.

The expression “judgment” includes a decree or order.

The expression “French treaties” means the engagements between Great Britain and France recited in this Act, and includes any future agreement for a continuation (pending the arbitration) of the *modus vivendi* of 1890.

The expression “arbitration award” means any award made in pursuance of the arbitration agreement recited in this Act.

The expression “treaty coast and waters” means such portion of the coast of Newfoundland as is mentioned in the above-recited treaty of Versailles of the third day of September, one thousand seven hundred and eighty-three, and such of the waters adjoining that portion of the coast as are within Her Majesty’s jurisdiction.

Words importing the masculine gender shall include females, and words in the singular shall include the plural, and words in the plural shall include the singular.

10.—The Newfoundland French Treaties’ Act of 1891 is hereby repealed.

11.—This Act shall come into operation on such day as may be notified by the Governor by proclamation, and may be cited as the “Fishery Treaties’ Act, 1892.”

Report —
(Continued.)

APPENDIX D.

DESPATCH PROPOSED TO BE TELEGRAPHED.

Houses of Legislature unwilling it should be considered there was ever any intention on their part to repudiate proposals made by Delegates. Bill rejected last year was not in accord with those proposals, and did not contain principles agreed upon by Delegates and Her Majesty’s Government. In reply to your Despatch February 16th, both Houses beg to intimate their readiness, in interests of Empire, to enact legislation fulfilling proposals by Delegates, and to agree with Her Majesty’s Government upon draft of measure for that purpose. They regard it as essential that such legislation should provide for Courts and compensation as proposed in Delegates’ letter May 1, 1891, and referred to by Lord Salisbury in Lords May 29th, 1891. Legislature most earnestly protests against Imperial legislation for enforcement treaties and award of arbitration which does not contain provision for compensation, and for Courts constituted as agreed upon by Her Majesty’s Government and Delegates from this Colony. Partial arbitration now pending was agreed upon in opposition Colony’s repeated protests. Legislature earnestly desires that arbitration should not proceed unless scope extended so as to include all questions arising under treaties, or at least French use of St. Pierre and Miquelon. Legislature urgently re-

Report.—
(Continued.)

quests that, while negotiations for extension arbitration, and joint application Canada and this Colony for British Consul, are pending, the arbitration regarding Lobster question shall not be proceeded with. A measure extending till end 1895 present Act for enforcing treaties and *modus vivendi* will be enacted if Her Majesty's Government desire it, pending result negotiations. Report Joint Select Committee and Address by both Houses will be forthwith sent by mail.

MR. PRESIDENT,—

Message from
Assembly.

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accompanying Addresses to His Excellency the Governor, praying that His Excellency would be pleased to forward to Her Majesty's Principal Secretary of State for the Colonies, by telegraph, a Dispatch on the French Treaties' Question, and by mail certain papers on the same subject, to which it requests the concurrence of the Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, March 11th 1893.

To His Excellency Sir J. TERENCE N. O'BRIEN, Lieut.-Col., Knight Commander of the Most Distinguished Order of St. Michael and St. George, Governor and Commander-in-Chief, in and over the Island of Newfoundland and its Dependencies.

MAY IT PLEASE YOUR EXCELLENCY,—

Address to
Governor.

The Legislative Council and House of Assembly request that Your Excellency will be pleased

to cause to be transmitted by telegraph to Her Majesty's Secretary of State for the Colonies the following Despatch in reply to the Telegram of February the 16th from Her Majesty's Secretary of State to Your Excellency, namely:—

Address to
Governor.—
(Continued.)

“Houses of Legislature unwilling it should be considered there was ever any intention on their part to repudiate proposals made by Delegates. Bill rejected last year was not in accord with those proposals, and did not contain principles agreed upon by Delegates and Her Majesty's Government. In reply to your Despatch February 16th, both Houses beg to intimate their readiness, in interests of Empire, to enact legislation fulfilling proposals by Delegates, and to agree with Her Majesty's Government upon draft of measure for that purpose. They regard it as essential that such legislation should provide for Courts and compensation as proposed in Delegates' letter May 1, 1891, and referred to by Lord Salisbury in Lords May 29th, 1891. Legislature most earnestly protests against Imperial legislation for enforcement treaties and award of arbitration which does not contain provision for compensation, and for Courts constituted as agreed upon by Her Majesty's Government and Delegates from this Colony. Partial arbitration now pending was agreed upon in opposition Colony's repeated protests. Legislature earnestly desires that arbitration should not proceed unless scope extended so as to include all questions arising under treaties, or at least French use of St. Pierre and Miquelon. Legislature urgently requests that, while negotiations for extension arbitration, and joint application Canada and this

Colony for British Consul, are pending, the arbitration regarding Lobster question shall not be proceeded with. A measure extending till end 1895 present Act for enforcing treaties and *modus vivendi* will be enacted if Her Majesty's Government desire it, pending result negotiations. Report Joint Select Committee and Address by both Houses will be forthwith sent by mail."

GEO. H. EMERSON,
Speaker.

To His Excellency Sir J. TERENCE N. O' BRIEN, Lieut.-Col., Knight Commander of the Most Distinguished Order of St. Michael and St. George, Governor and Commander-in-Chief, in and over the Island of Newfoundland and its Dependenvies.

MAY IT PLEASE YOUR EXCELLENCY,—

The Legislative Council and the House of Assembly have adopted the accompanying Report of a Joint Select Committee of both Houses of Legislature on the French Treaties' Question, and they request that Your Excellency will be pleased to cause the said Report to be transmitted by Mail to Her Majesty's Secretary of State for the Colonies.

GEO. H. EMERSON,
Speaker.

Address to
Governor.

*REPORT OF JOINT SELECT COMMITTEE OF BOTH
HOUSES OF LEGISLATURE ON FRENCH
TREATIES' QUESTION.*

ST. JOHN'S, NEWFOUNDLAND, }
March 8th, 1893. }

The Joint Select Committee of both Houses upon the French Treaties' Question beg leave to lay before your Honourable House the following preliminary report:—

Report of Joint
Committee on
French Treaties'
Question,

(1.) They have had submitted to them, for their consideration, the correspondence hereto annexed, marked (A.)

(a) Telegram from the Secretary of State for the Colonies to Governor O'Brien, dated February 7th, 1893.

(b) Telegram from Governor O'Brien to Secretary of State for the Colonies, dated February 14th, 1893.

(c) Telegram from Secretary of State to Governor O'Brien, dated February 16th, 1893.

(d) Telegram from Governor O'Brien to Secretary of State for the Colonies, dated February 25th, 1893.

(2.) The purport of that correspondence is as follows:—

(a) Her Majesty's Government wish to know the intention of the Government and Legislature of this Colony as to permanent legislation to carry out treaty obligations—(telegram, February 7th).

(b) The Government reply that the Bill introduced last Session was defeated by

Report.—
(Continued.)

23 to 8, and that the Resolution adopted by the Assembly on May 14th, 1892, indicates the proposed action of the Assembly—(telegram, February 14th).

(c) Her Majesty's Government consider permanent legislation absolutely necessary. French Government will not negotiate for the purposes indicated by Assembly's Resolution of May 14th till arbitration completed. If Legislature will not fulfil the pledges given by delegates, Her Majesty's Government will introduce legislation into Parliament. Hope expressed that Government of Colony will introduce and press a satisfactory permanent measure during this Session. The draft of such a Bill must be arranged with Her Majesty's Government—(telegram, February 16th).

(d) The Government reply that matter now before Joint Select Committee, which will report when Legislature meets. Meantime Government cannot move—(telegram, February 25th).

(3.) Your Committee find, by reference to the Minutes of both Houses, that in May, 1891, the following Resolution was adopted:—

“*Resolved*—That this Legislature will adopt such Legislation as may be necessary to carry into effect the proposals made to Imperial Government and Parliament by the delegates.”

(4.) By reference to the correspondence and documents then before the Legislature, the Committee find that the delegates made the following proposals in reference to legislation of a continuing character:—

Report.—
(Continued.)

(a) That it should provide for the creation of a Court to adjudicate upon complaints arising in the course of the enforcement of the treaties and the award of the proposed arbitration upon the lobster question, the Judges of which Court should be appointed by the Government of the Colony, with the approval of Her Majesty in Council, and from whose judgments there should be a right of appeal to the Supreme Court of this Colony, and thence to the Judicial Committee of the Privy Council.

(b) That compensation should be provided for those persons, if any, whose property might be injured or disturbed in consequence of the enforcement of the award of the arbitration; provided it were found impossible to abandon arbitration altogether—(See letter of Delegates to Secretary of State for Colonies, dated May 1st, 1891).

(5.) That the proposals made by the Delegates were understood by Her Majesty's Government to be as above set forth is proven by the language of Lord Salisbury, in the House of Lords, on Friday, May 29th, 1891, when he said:—

“The information we have received from the Delegates is that if by that time Her

Report.—
(Continued.)

Majesty's Government should be agreed upon legislation with respect to the tribunals by which the treaties are to be enforced, *and compensation due to persons who may suffer under them*, then in that case the Newfoundland Legislature will give permanence to the provision which we understand they have now adopted until the end of 1893."

(6.) In further proof that the proposals of the Delegates were understood by Her Majesty's Government to be as above set forth, we draw attention to the fact that the first Draft Bill discussed between the Delegates and Her Majesty's Government (hereto annexed and marked B.), contained provisions for the appointment of Judges by the Government of Newfoundland, and for an appeal to the Supreme Court and the Privy Council.

(7.) The Committee find that the Bill introduced into the House of Assembly last session by the request of Her Majesty's Government, and refused a second reading after a protracted debate, did not contain any provisions for the appointment of Judges by the Government of this Colony, or for the compensation of persons who might suffer damage in consequence of the award of the arbitration; that it was not, therefore, in accord with the proposals made by the Delegates and ratified by both Houses of the Legislature; and consequently that the Legislature was not in any manner bound to its enactment.

(8.) The provisions of the Bill submitted to the Legislature last Session (hereto annexed, marked C.), were an absolute departure from the

basis of the Act which the Legislature understood it would be called upon to enact. The Tribunal contemplated by the Delegates and the Legislature was one which would hear and determine any complaint which the aggrieved party might consider necessary to bring before the Court, for the infringement of or interference with the fishery rights of the complainant, whoever he might be. Instead of such a Court the proposed Bill only provided:—

“Where a Naval Officer, holding the instructions of Her Majesty the Queen, given through the Commissioners of the Admiralty, for fulfilling the French Treaties, and Arbitration Award, thinks it necessary to take any action against any persons or their property for carrying into effect or enforcing the said Treaties or Award, or of maintaining peace and good order among the persons engaged in the fisheries on the Treaty coast and waters, he shall bring the matter before the Judicial Commission Court, and before taking any action obtain a judgment of the Court directing such action.” (Section 2.)

It will be observed that the right of complaint and initial procedure is restricted to the Naval Officer, and then only “when he thinks it necessary to take any action against any persons or their property, &c.” The result of this would be to legalize an authority heretofore usurped by Naval Officers, and practically to abolish any redress to the subject. And when, in connection with the

Report.—
(Continued.)

limited rights of the subject under Sec. 2, the extraordinary and unheard of powers conferred by Sub-Section 2 of Section 6 on Naval Officers are considered, your Committee are of opinion that Naval Officers are, by this Act, given more absolute control than has hitherto been attempted to be assumed by the most arbitrary of them.

We view with alarm the creation of a dual authority such as is indicated by Section 1, by which Commissioners with unknown powers are to be appointed, and then (Sub-Section 2 of Section 1) constituted a Commission Court with powers subject only to the review of the Privy Council. But even this right of Appeal is subject to restrictions now unknown, and to be subsequently defined. Your Committee see no valid reason why these Appeals should not be governed by the ordinary rules regulating Appeals to and from the Superior Tribunals of Her Majesty's Colonies. The refusal of Her Majesty's Government to assure the Delegates that the Commissioners would be lawyers of training and standing, and the want of that assurance in the proposed Bill, indicate that these Commissioners are likely to be the Naval Officers commanding cruizers in the Treaty waters.

(9.) Though the obligations of the Treaties, while they continue to exist must be enforced, and though the conditions existing on the coasts to which they apply may make special Courts seem desirable, the existence of any good and sufficient reason for departing from the principles and procedure which ordinarily govern Courts in the administration of British laws cannot be admitted. The Delegates stipulated, therefore, that the Judges of

the Special Courts charged with the enforcement of the Treaties should be appointed in the same manner as the Judges of our Supreme Court, and that the right of appeal should be granted,—(see Delegates' letter of May 1st, 1891). Mindful, too, of the fact that the lobster factories upon the coasts over which the French have rights were permitted to be erected, and to be operated, while British Naval Officers were professedly enforcing Treaty rights on that coast, under the instructions of Her Majesty's Government, and of the other fact that the negotiations for arbitration upon the right to catch and pack lobsters were commenced and concluded in opposition to the protests of this Colony, the Delegates conditioned that provisions for the purpose of affording compensation to the owners of factories should be inserted in any measure legalizing the award of the arbitrators—(see Delegates' letter of May 1st, 1891.) Your Committee are of opinion that the Legislature should never consent to any legislation which does not accord the right to appoint the Judges of the Special Courts, and provide for compensation for damages consequent upon the award, in the manner proposed by the Delegates.

(10.) It is evident that the Delegates in making their proposals, and the Legislature in pledging itself to support them, were mindful of the duty of protecting the French in the exercise of their Treaty rights in the waters and on the coasts of Newfoundland, so long as those rights continue to exist. But neither Delegates nor Legislature had any thought of abandoning or abating the demand for the abrogation of those Treaties altogether,

Report.—

(Continued.)

either by purchase, exchange or otherwise, at the earliest possible opportunity. Those Treaties have become odious, through the changed conditions of the region to which they apply, and it is, and ever must be, the patriotic aspiration of the people of this Colony to have its soil and its waters free from every foreign claim. Your Committee think, therefore, that the Legislature, when notifying Her Majesty's Government of its readiness to fulfil the proposals of the Delegates, should make it plain that, as the Treaties were made in the interests, not of this Colony, but of the Empire at large, it was for the Empire's honor and advantage that proposals were made by the Delegates, and will be fulfilled by the Legislature, and that the Colony will expect to be rewarded in due time by the entire abrogation of the Treaties, at the expense of that Empire on whose behalf they were made and enforced.

(11.) Your Committee recommend that His Excellency the Governor be requested to transmit by wire the accompanying Despatch (hereto annexed and marked D.) to the Secretary of State for the Colonies, in reply to his Telegram of February 16th, intimating that the Legislature abides by its promise to carry out the pledges of the Delegates when a bill is agreed upon which shall contain the provisions as to Courts and compensation as stipulated by the Delegates, a draft of which bill the Legislature is prepared to forthwith arrange with Her Majesty's Government; and protesting against Imperial legislation before such a bill is agreed upon for submission to this Legislature as a breach of a well-understood agreement between the Delegates and Her Majesty's Government.

(12.) The permanent legislation asked for is desired not alone for the purpose of enforcing the treaties relative to that portion of Newfoundland on the coasts of which the French have certain fishery rights, but also for the enforcement of the award of an arbitration relative to the Lobster Question agreed upon between Her Majesty's Government and the Government of France. From the outset such a piecemeal arbitration has been opposed by, and on behalf of this Colony, and the agreement between the Governments of France and Great Britain relative to it was made not only without its consent, but in despite of the well known and frequently expressed opposition of the Legislature and Government of this Colony. The chief ground of objection has been that no arbitration should be consented to that did not include all the questions concerning this Colony at issue between the two nations, more particularly the manner in which the French exercise and exceed their rights in the Islands of St. Pierre and Miquelon. The correspondence proves that the Delegates frequently expressed to Her Majesty's Government the desire of the Colony for "an unconditional arbitration upon all points that either party can raise under the treaties and declarations," and especially urged that the questions relating to St. Pierre and Miquelon should be included in the subjects to be passed upon by the proposed arbitration in Paris. Your Committee conceive the protest against any piecemeal arbitration to be an expression of the sentiment of the entire Legislature, and recommend that an address to Her Majesty-in-Council should be adopted, praying that the proposed arbitration should not be allowed to

Report.—
(Continued.)

Report.—
(Continued.)

proceed unless and until its scope is so enlarged as to make it obligatory upon the arbitrators to decide upon all questions arising under treaty and other obligations, or at least to include the manner in which the French exercise and exceed their rights in St. Pierre and Miquelon.

(13.) St. Pierre and Miquelon have long been the centre for smuggling operations, to the detriment of this Colony and the Dominion of Canada, and the manner in which they are at present used is a menace to the good government of the adjacent countries. All requests for the appointment of a British Consul at St. Pierre have been heretofore peremptorily refused, and this Colony has therefore not been able to adequately protect itself from the practices carried on with and from the aforesaid islands.

The Committee understand that a joint application has been made by Canada and this Colony for the appointment of a British Consul and Assistant Consul at St. Pierre, and are of opinion that Her Majesty's Government should treat the concession by the Government of France of the right to make such appointments as a condition precedent to any further progress with the proposed arbitration.

(14.) In view of all the circumstances, your Committee recommend that the Legislature adopt an address to Her Majesty-in-Council drawing Her attention to the fact that the Assembly, on the 14th of May last, resolved that it would, under certain conditions, extend until the end of 1895 the Act now legalizing the enforcement of the Treaties and Modus Vivendi with France, and pray-

ing that Her Majesty's Ministers will not introduce into parliament any legislation for the purpose of legalizing any arbitration not including all questions at issue under the Treaties, or at least that relative to St. Pierre and Miquelon, and pledging the Legislature, in case such an extended arbitration is agreed upon, to the adoption of permanent legislation, provided it includes provisions for the creation of Courts and compensation as stipulated for by the Delegates.

R. BOND, *Chairman*,
 PHILIP CLEARY,
 M. MONROE,
 G. T. RENDELL,
 GEO. SKELTON,
 GEO. H. EMERSON,
 M. H. CARTY,
 A. B. MORINE,
 J. SINCLAIR TAIT,
 FRANK MORRIS.

APPENDIX A.

[COPY.]

Telegram from Secretary of State for the Colonies to Governor O'Brien, 7th February, 1893.

It is necessary that Her Majesty's Government should know as soon as possible intentions of your Ministers and Legislature as to permanent legislation to enable Her Majesty to carry out treaty obligations. Telegraph reply.

Report.—
(Continued.)

[COPY.]

*From Governor O'Brien to Secretary of State,
February 14th, 1893.*

I am requested by my Ministers with reference to your telegram of 7th February, to transmit the following Minute of the Committee of the Executive Council: "Treaties Bill introduced by Sir W. Whiteway into House of Assembly in Session of 1892 was defeated by 23 to 8, two members of the Executive only supported the Bill, Mr. Harvey and Sir William Whiteway. My responsible advisers call the attention of the Secretary of State for the Colonies to the resolution of the 14th May last, transmitting in telegram of 17th May, as indicating proposed action of House of Assembly." Legislature meets 7th March.

[COPY.]

*Telegram from Secretary of State to Governor O'Brien,
16th February, 1893.*

Referring to your telegram of 14th February, permanent legislation absolutely necessary to enable arbitration to proceed. French Government would not enter into negotiations for purpose indicated by resolutions of Legislature till after arbitration. If Houses of Legislature will not fulfil pledges given by Delegates on their behalf, Her Majesty's Government will have no alternative but to introduce Imperial legislation, consequently we hope that your Ministers will be prepared to introduce and press legislation of satisfactory permanent measure during next Session; draft must be arranged with Her Majesty's Government. Telegraph reply.

[COPY.]

Report —
(Continued.)

Telegram from Governor O'Brien to the Principal Secretary of State for the Colonies, 25th Feb., 1893.

Referring to your telegram of 16th February, matter is now before Select Committee referred to in my telegram of 17th May, whose report will be submitted to the Houses of Legislature meeting 7th March. 'Till then my responsible advisers feel they cannot move.

APPENDIX B.

A BILL.

[DRAFT.]

ENTITLED, &c.

[Recite the Treaties, Declarations and Agreement for Arbitration.]

Whereas it is necessary that tribunals should be established on the Treaty Coast of Newfoundland as referred to in the said Treaties, declarations and agreement for the purpose of adjudicating upon all questions arising from time to time as between the persons fishing and curing their fish upon the said Coast.

Be it enacted by the Governor, Legislative Council and House of Assembly, in Legislative Session convened:—

1.—That it shall and may be lawful for the Government of Newfoundland, by and with the approval of Her Majesty, to appoint Judges, either stationary or itinerant, upon the said Treaty Coast to hold Court as occasion may require to determine

Report.—
(Continued.)

all questions arising between persons fishing and curing or drying their fish upon the said Coast.

2.—That all such questions as aforesaid shall be heard and determined in a summary manner before the Court without a jury.

3.— That the said Judges shall have power to make such rules as may be deemed necessary for the forms and procedure of the Court, which rules shall, after having been approved of by Her Majesty in Council and published in the *Royal Gazette*, be legal and binding as if embodied herein.

4.—That the judgments, orders and decrees of the said Courts shall be executed by officials to be appointed as occasion may require by the Government of Newfoundland, subject to the approval of Her Majesty.

5.—When any party shall consider himself aggrieved by the adjudication, &c.

[Right of appeal to the Supreme Court of Newfoundland and from thence to the Privy Council.]

6.—No judgment or decree of the said Court shall be questioned for want of form.

7.—This Act shall be cited as, &c., &c.

APPENDIX C.

Report.—
(Continued.)

A Bill to provide for the carrying into effect Her Majesty's Engagements with France respecting the Fisheries off the Coast of Newfoundland, and for the Judicial Determination of Questions arising with reference thereto.

WHEREAS the engagements between Great Britain and France relating to the Newfoundland fisheries rest upon the treaties, declarations and agreements hereinafter mentioned:

* * * * *

And whereas it is expedient that permanent arrangements should be made, both for the legal enforcement of the provisions of the French treaties, and of the arbitration award, and also for the decision of questions which may from time to time arise under those provisions upon the treaty coast and waters.

Be it therefore enacted by the Governor and Legislative Council and House of Assembly in Legislative Session convened, as follows:—

1.—(1.) Her Majesty the Queen may, from time to time, by instrument under Her Royal Sign Manual and Signet, appoint Judicial Commissioners for the treaty coast and waters, and every Commissioner so appointed shall receive from the Governor a commission for the purposes of this Act.

(2.) There shall be a superior court of record, called the Judicial Commission Court, and the said Judicial Commissioners shall be Judges of that Court.

Report.—
(Continued.)

2.—(1.) Where a naval officer holding the instructions of Her Majesty the Queen, given through the Commissioners of the Admiralty for fulfilling the French treaties and arbitration award, thinks it necessary to take any action against any persons or their property for the purpose of carrying into effect or enforcing the said treaties or award, or of maintaining peace and good order among the persons engaged in the fisheries on the treaty coast and waters, he shall bring the matter before the Judicial Commission Court, and, before taking any action obtain a judgment of the Court directing such action.

(2.) Any person aggrieved by any act of a naval officer holding such instructions as aforesaid may bring the matter before the Judicial Commission Court.

(3.) The Judicial Commission Court shall try every case in a summary manner, and decide it in accordance with the French treaties and arbitration award, and give such judgment as appears necessary for carrying into effect the decision so as to secure the due observance of the said treaties and award.

3.—(1.) A judgment of the Court may impose a fine, not exceeding five hundred dollars, grant an injunction mandatory or otherwise, award damages or costs, direct a sale, and give any other order or direction which appears to the Court necessary for carrying into full effect the judgment of the Court, or for the execution of the French treaties or arbitration award.

(2.) A judgment of the Judicial Commission Court shall have full effect and may be executed,

whether on land or at sea by any naval officer, or ^{Report.—} by any civil officer who executes the judgment of ^(Continued.) the Supreme Court, or of a stipendiary magistrate.

4.—(1.) Subject to any rules from time to time made by Her Majesty the Queen, and countersigned by one of Her Majesty's Principal Secretaries of State—

(a.) Sittings of the Judicial Commission Court shall be held at such times and places, and either by one or more of the Commissioners as occasion appears to require, and that either simultaneously or at different times, and at certain fixed places, or at different places where a Commissioner may be, and either on board ship or on land; and

(b.) The jurisdiction of the Court may be exercised by one Commissioner; and

(c.) The Court may, where it deems it expedient, summon any persons having local knowledge and experience to sit with the Court as assessors; and

(d.) The Court may from time to time appoint such officers as appear to the Court necessary, and remove such officers.

5.—(1.) There shall not, save as hereinafter mentioned, be any appeal from any judgment of the Judicial Commission Court in any case connected with the French treaties or arbitration award, nor shall the Court be liable in any such case to be restrained or interfered with in the exercise of their jurisdiction under this Act, whether by a prohibition, mandamus, certiorari, or other-

Report.—

(Continued.)

wise; and any judgment, or other proceeding of the Court, shall not be deemed void by reason only of any formal defect;

(2.) Provided that—

(a.) Nothing in this Act shall impair the right of appeal to Her Majesty the Queen in Council, in accordance with such regulations as Her Majesty in Council may make; and

(b.) If any party to a case determined by one Judicial Commissioner requires the case to be reheard before a Court composed of more than one Commissioner, the case shall be so reheard.

(3.) Provided further, that an appeal or rehearing under sub-section (2) of this section shall not operate as a stay of execution.

6.—(1.) The Judicial Commission Court shall, for the purposes of this Act, have the same jurisdiction and power of summoning and enforcing the attendance of parties and witnesses, of administering an oath, of protecting and enforcing respect for the Court, enforcing their judgment or summons, and otherwise, as the Supreme Court, or (as the case requires) any Stipendiary Magistrate.

(2.) A naval officer shall have power with a view to any proceeding in the Judicial Commission Court, to take and bring before the Court, any person, or vessel or boat or any tackle, equipment or nets, and for that purpose, and for the purpose of the execution of any judgment of the Court, shall have the authority and be entitled to the immuni-

ties given by law to any sheriff, bailiff, tipstaff, constable or officer executing a warrant or judgment of the Supreme Court, or (as the case requires) any Stipendiary Magistrate. Report.—
(Continued.)

7.—(1.) The Judicial Commission Court may, from time to time, with the approval of Her Majesty the Queen, signified under the hand of one of Her Majesty's Principal Secretaries of State, make, revoke and vary rules regulating the procedure, payment of assessors, practice, fees and costs, in matters under this Act, and providing for the reception of depositions in evidence, and such rules shall be published in the *Royal Gazette*, and while in force shall be binding as if enacted in this Act.

(2.) All such fees, and also all fines imposed by the Court, shall be paid, accounted for, and applied as directed by the rules, and subject to any such direction shall be applied in aid of the expenses of the Court and the officers thereof, and so far as not required for that purpose shall be applied as part of the revenue of Newfoundland.

8.—(1.) Nothing in this Act shall apply to any matter arising otherwise than in relation to the French treaties and arbitration award.

(2.) The jurisdiction and powers conferred by this Act shall be in addition to and not in derogation of any jurisdiction and powers of Her Majesty the Queen, or officers acting under Her orders, or of the Governor, or any court, magistrate, or officer of Newfoundland.

9.—In this Act, unless the context otherwise requires—

Report.—
(Continued.)

The expression "Naval officer" means any officer, commissioned and in full pay, of one of Her Majesty's ships.

The expression "judgment" includes a decree or order.

The expression "French treaties" means the engagements between Great Britain and France recited in this Act, and includes any future agreement for a continuation (pending the arbitration) of the *modus vivendi* of 1890.

The expression "arbitration award" means any award made in pursuance of the arbitration agreement recited in this Act.

The expression "treaty coast and waters" means such portion of the coast of Newfoundland as is mentioned in the above-recited treaty of Versailles of the third day of September, one thousand seven hundred and eighty-three, and such of the waters adjoining that portion of the coast as are within Her Majesty's jurisdiction.

Words importing the masculine gender shall include females, and words in the singular shall include the plural, and words in the plural shall include the singular.

10.—The Newfoundland French Treaties' Act of 1891 is hereby repealed.

11.—This Act shall come into operation on such day as may be notified by the Governor by proclamation, and may be cited as the "Fishery Treaties' Act, 1892."

APPENDIX D.

Report —
(Continued.)

DESPATCH PROPOSED TO BE TELEGRAPHED.

Houses of Legislature unwilling it should be considered there was ever any intention on their part to repudiate proposals made by Delegates. Bill rejected last year was not in accord with those proposals, and did not contain principles agreed upon by Delegates and Her Majesty's Government. In reply to your Despatch February 16th, both Houses beg to intimate their readiness, in interests of Empire, to enact legislation fulfilling proposals by Delegates, and to agree with Her Majesty's Government upon draft of measure for that purpose. They regard it as essential that such legislation should provide for Courts and compensation as proposed in Delegates' letter May 1, 1891, and referred to by Lord Salisbury in Lords May 29th, 1891. Legislature most earnestly protests against Imperial legislation for enforcement treaties and award of arbitration which does not contain provision for compensation, and for Courts constituted as agreed upon by Her Majesty's Government and Delegates from this Colony. Partial arbitration now pending was agreed upon in opposition Colony's repeated protests. Legislature earnestly desires that arbitration should not proceed unless scope extended so as to include all questions arising under treaties, or at least French use of St. Pierre and Miquelon. Legislature urgently requests that, while negotiations for extension arbitration, and joint application Canada and this Colony for British Consul, are pending, the arbitration regarding Lobster question shall not be proceeded with. A measure extending till end

Report.—
(Continued.)

1895 present Act for enforcing treaties and *modus vivendi* will be enacted if Her Majesty's Government desire it, pending result negotiations. Report Joint Select Committee and Address by both Houses will be forthwith sent by mail.

Committee of the
Whole on Report.

On motion of the Hon. Mr. Harvey, the House went into Committee on the Report of the Joint Select Committee of both Houses of Legislature on the French 'Treaties' Question.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

Reported without
Amendment.

The Chairman reported the Report without Amendment.

Ordered,—That the Report be received.

Motion for Mes-
sage to Assembly
adopting Report.

The Hon. Mr. Monroe moved that a Message be sent to the House of Assembly informing them of the concurrence of the Legislative Council in the adoption of the Report of the Joint Select Committee of both Houses of Legislature on the French Treaties' Question.

When there appeared for the motion—

Contents, (5): *Non-Contents, (3):*

Division thereon.

Hons. Messrs. Monroe,	Hons. Messrs. Harvey,
Cleary,	Talbot,
Rendell,	Mackay.
Angel,	
Skelton.	

Carried.

So it passed in the affirmative, and

Ordered,—Accordingly.

On motion of the Hon. Mr. Monroe the Address to His Excellency the Governor requesting him to cause to be transmitted to the Secretary of State for the Colonies the Report of the Joint Select Committee of both Houses of the Legislature on the French Treaties' Question was read and adopted, and the Hon. the President signed the same.

Address to Governor adopted.

Ordered,—That a Message be sent to the House of Assembly informing them of the concurrence of the Council in the said Address.

Message to Assembly adopting Address to Governor.

The Hon. Mr. Monroe moved that the Address to His Excellency the Governor requesting that His Excellency would be pleased to cause to be transmitted by Telegraph to Her Majesty's Secretary of State for the Colonies, the following Despatch in reply to the Telegram of February the 16th, from Her Majesty's Secretary of State to His Excellency, namely :—

Motion for Address to Governor re Telegram to Secretary of State.

“Houses of Legislature unwilling it should be considered there was ever any intention on their part to repudiate proposals made by Delegates. Bill rejected last year was not in accord with those proposals, and did not contain principles agreed upon by Delegates and Her Majesty's Government. In reply to your Despatch February 16th, both Houses beg to intimate their readiness, in interests of Empire, to enact legislation fulfilling proposals by Delegates, and to agree with Her Majesty's Government upon draft of measure for that purpose. They regard it as essential that such legislation should provide for Courts and compensation as proposed in Delegates' letter May 1, 1891, and referred to by Lord Salisbury in Lords May 29th,

1891. Legislature most earnestly protests against Imperial legislation for enforcement treaties and award of arbitration which does not contain provision for compensation, and for Courts constituted as agreed upon by Her Majesty's Government and Delegates from this Colony. Partial arbitration now pending was agreed upon in opposition Colony's repeated protests. Legislature earnestly desires that arbitration should not proceed unless scope extended so as to include all questions arising under treaties, or at least French use of St. Pierre and Miquelon. Legislature urgently requests that, while negotiations for extension arbitration, and joint application Canada and this Colony for British Consul, are pending, the arbitration regarding Lobster question shall not be proceeded with. A measure extending till end 1895 present Act for enforcing treaties and *modus vivendi* will be enacted if Her Majesty's Government desire it, pending result negotiations. Report Joint Select Committee and Address by both Houses will be forthwith sent by mail," be adopted.

Whereupon the Hon. Mr. Harvey moved in Amendment,—

"That the said Address be adopted with the following Amendments":—

Eighth Section—20th line.—Strike out all the words from the words, "It will be observed" in the 20th line, exclusive, to the words "most arbitrary of them," inclusive, at the end of the 29th line.

The same Section (8th).—Strike out the four last lines of the Section.

Amendment
thereon.

Ninth Section—16th line.—Strike out the last words “the Delegates,” and thence strike out the remainder of the Section, and insert in place thereof, the words “We depend on the assurance of Lord Salisbury that all persons who suffer loss under the award of the Arbitrators shall be compensated by the Imperial Government.”

Amendment.—
(Continued.)

The Eleventh Section—From the 6th and 7th lines—Strike out the words “and compensation as stipulated by the Delegates.”

Page 10—Appendix D.—From the 3rd, 4th and 5th lines—Strike out the words “and did not contain principles agreed upon by the Delegates and Her Majesty’s Government.”

And the question on the Amendment having been put, there appeared,—

<i>Contents, (3) :</i>	<i>Non-Contents, (5) :</i>	
Hons. Messrs. Harvey, Talbot, Mackay.	Hon. Messrs. Monroe, Cleary, Rendell, Angel, Skelton.	Division on Amendment.

So it passed in the negative. Negatived

And the question on the original motion having been put, there appeared for the motion,—

<i>Contents, (5) :</i>	<i>Non-Contents, (3) :</i>	
Hons. Messrs. Monroe, Cleary, Rendell, Angel, Skelton.	Hons. Messrs. Harvey, Talbot, Mackay.	Division on Original Motion.

So it passed in the affirmative, and Carried.

Ordered,—Accordingly.

Address adopted and passed. The said Address was then adopted and passed, and the Hon. the President signed the same.

Message to Assembly. Ordered,—That a Message be sent to the House of Assembly informing them of the concurrence of the Legislative Council in the said Address.

Notice of motion. The Hon. Mr. Monroe gives notice, that he will, on to-morrow, ask the Hon. Representative of the Government whether it is the intention of the Government to carry out the Bait Act this Season, and if so, when the Service will begin.

Adjourned. On motion made, the House adjourned until Monday next, March 13th, at half-past Four o'clock, P. M.

Monday, March 13th, 1893.

House meets. The House met pursuant to adjournment.

PRESENT:

Members present. The Honorable E. D. SHEA, *President*.
The Honorables A. W. HARVEY,
T. TALBOT,
P. CLEARY,
M. MONROE,
A. M. MACKAY,
G. SKELTON.

Minutes read. The Minutes of Saturday, March 11th, were read.

PROTEST OF HON. A. W. HARVEY.

Protest of Hon. A. W. Harvey. I, A. W. Harvey, Member of the Legislative Council of Newfoundland, while agreeing most heartily with the objects sought to be accomplish-

ed by the Joint Address from both Houses of the Newfoundland Legislature on the French Shore Question, which passed the Council on the 11th day of March, 1893, must note my disagreement from several statements contained in said Address as incorrect and likely to weaken, and possibly frustrate, the wishes of the Legislature, and thus injure the interests of the Colony.

Protest.—
(Continued.)

The portions against which I record this protest are contained (1) in the 8th Section of the Address, as follows:— “The result of this would “be to legalize an authority heretofore usurped by “Naval Officers, and practically to abolish any “redress to the subject.” Sub-section 2 of Section 2 of the bill under discussion is as follows:— “(2) Any person aggrieved by any act of a Naval “Officer holding such instructions, may bring the “matter before the Judicial Court,” showing that any person whatsoever may bring his complaint before the Court. Section 8 of the Report continues: “And when in connection with the limited “rights of the subject under Section 2, the extra- “ordinary and unheard of powers conferred by “Sub-section 2 of Section 6, on Naval Officers, are “considered, your Committee are of opinion that “Naval Officers are by this Act given more abso- “lute control than has hitherto been attempted to “be assumed by the most arbitrary of them.” As a matter of fact, by the law at present on the Newfoundland Statute Book, a Naval Officer holding Her Majesty’s commission, combines the duties usually assigned to the police, to the judge and to the sheriff. While the proposed bill strictly limits the power of the Naval Officer to those usually accorded to the police, the verbiage of a great part

Protest.—
(Continued.)

of clause 8 is open to the gravest objection in a most important document proceeding from Legislative bodies.

Sec. 8 terminates as follows:—"The refusal of Her Majesty's Government to assure the Delegates that the Commissioners would be lawyers of training and standing, and the want of that assurance in the proposed Bill indicate that these Commissioners are likely to be Naval Officers commanding cruizers in treaty waters." I protest against any such conclusion from any information which is before the Legislature, or, so far as I am aware, within the knowledge of the Delegates.

In Section 9: "The Delegates conditioned that provisions for the purpose of affording compensation to the owners of factories should be inserted in any measure legalizing the award of the arbitration, (see Delegates' letter of May 1st, 1891.)" In the letter referred to, after setting forth the details of the measure, "we have outlined" in the earlier part of that letter, the Delegates proceed—"We ask an assurance—

"(1), That no further questions shall be submitted to the Arbitration Commission without prior consultation with the Government of the Colony.

"(2), That the opinion of the Colonial Government will not be disregarded in the absence of some paramount consideration involving the welfare of the Empire, and

"(3), That compensation will be given to those persons, if any, whose property may be destroyed by the award of arbitration."

This verbiage shows that the Delegates did not ask or expect any compensation clause to be inserted in the Bill. Protest.—
(Continued.)

A telegram was subsequently sent by the Delegates to the Newfoundland Legislature that Lord Salisbury had given the assurance asked for with regard to compensation.

In Appendix D, in Despatch to be telegraphed," the 3rd and 4th lines read:—"And did not contain principles agreed upon by Delegates and Her Majesty's Government."

As the whole of this Bill was agreed upon by the Delegates who remained in London for that purpose, and Her Majesty's Government, this assertion must be incorrect and out of place. The preceding words "Bill rejected last year was not in accord with those proposals" is entirely correct.

A. W. HARVEY.

Entered this 13th day of March, 1893.

HUGH H. CARTER,

Acting Clerk Legislative Council.

Pursuant to notice, the Hon. Mr. Monroe asked the Hon. Representative of the Government whether it is the intention of the Government to carry out the Bait Act this Season, and if so, when the Service will begin. Question asked.

The Hon. Mr. Harvey replied. Reply,

On motion made, the House adjourned until Wednesday next, March 15th, at half-past Four o'clock, P. M. Adjourned.

Wednesday, March 15th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON.

Minutes read.

The Minutes of Monday, March 13th were read.

Address of Thanks read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Talbot, the Address in Reply to the Speech of His Excellency the Governor, was read a second time.

Pursuant to notice, and on motion of the Hon. Mr. Talbot,—

35th Rule suspended.

Ordered,—That the 35th Rule of this House be suspended as regards the Address in Reply to the Speech of His Excellency the Governor.

Committee on Address of Thanks.

On motion of the Hon. Mr. Talbot, the House went into Committee on the Address in Reply to the Speech of His Excellency the Governor.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

The Chairman reported progress, and asked leave to sit again to-morrow. Progress reported.

Ordered,—That the Report be received.

On motion made, the House adjourned until to-morrow Tuesday, March 16th, at half-past Four o'clock, P. M. Adjourned.

Thursday, March 16th, 1893.

The House met pursuant to adjournment. House meets.

PRESENT:

The Honorable E. D. SHEA, *President.* Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

G. SKELTON.

The Minutes of Wednesday, March 15th, were read. Minutes read.

On motion made, the House adjourned until Monday next, March 20th, at half-past Four o'clock, P. M. Adjourned.

Monday, March 20th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON.

Minutes read.

The Minutes of Thursday, March 16th, were read.

Committee on
Address of
Thanks.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Talbot, the House went into Committee on the Address in Reply to the Speech of His Excellency the Governor.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

Reported without
Amendment.

The Chairman reported the Address without Amendment.

Ordered,—That the Report be received.

Address of Thanks
read 3rd time
and passed.

On motion of the Hon. Mr. Talbot, the said Address was read a third time and passed, and the Hon. the President signed the same.

Ordered,—That the said Address be engrossed and presented to His Excellency the Governor by a Deputation of the whole House.

The Address is as follows:—

*To His Excellency Lieut.-Colonel Sir J.
TERENCE N. O'BRIEN, Knight Com-
mander of the Most Distinguished
Order of St. Michael and St. George,
Governor and Commander-in-Chief,
in and over the Island of Newfound-
land and its Dependencies.*

MAY IT PLEASE YOUR EXCELLENCY,—

We, the Legislative Council of Newfoundland, <sup>Address of
Thanks,</sup> in Session convened, respectfully thank Your Ex-
cellency for the gracious Speech with which you
have been pleased to open the present Session of
the Legislature.

The occupation of the Legislative Chambers
by the Supreme Court and Crown Lands' Depart-
ment causing the opening of the Legislature to be
deferred to a date somewhat later than usual was,
under the circumstances, unavoidable; we trust
that no material inconvenience will be occasioned
by the delay.

The energy and enterprise displayed by the
people of St. John's since July last in repairing to
some extent the damage caused by the late fire,
are worthy of all praise.

The activity shewn in trade generally and in
re-building leads us to share Your Excellency's
hope of seeing our city soon restored and im-
proved.

Your Excellency may well be assured of being
sustained by public opinion in again expressing
our deepest gratitude to Great Britain, the sister

Address.—
(Continued.)

Colonies and the neighboring Continent, for their sympathy and liberality.

It is a source of congratulation to find that the fisheries, our staple industries, were generally successful last year.

It is to be regretted that the hay crop was not equal to the average. This has been, however, compensated to some extent by the abundance and excellence of root crops.

In mining operations it is pleasing to find that the export of the various grades of ore greatly exceeded that of the previous year. We trust that the development of asbestos mines in the coming season will be a source of profit to those engaged in this industry.

The discovery of coal deposits and iron ores near Grand Lake is a subject of the greatest importance. We trust that the course about to be adopted by the Government in obtaining the services of a Specialist to further test these deposits may prove beneficial.

We are glad to observe that the returns of lumbering operations indicate a steady increase. The extensive local markets available just now for the output of our saw mills cannot fail to still further develop our lumbering industries.

We concur in the view taken by the Government that it is desirable a portion of the surplus Revenue be devoted to the reduction of the floating debt of the Colony, the establishment of an efficient Fire Department, the extension of Telegraphic communication, and the erection of Harbor Lights.

We shall give our best attention to the subject of the construction of a Railway between Exploits and Bay St. George, when the matter is submitted for our consideration.

Address.—
(Continued.)

The great progress already made on the Northern Railway, affording means of transit for mails and freight, and the intercourse already existing between St. John's and the North, will surely be in the near future a source of considerable profit and advantage to the people. In this connection roads from the neighbouring settlements to the railway will be of immediate necessity.

We are pleased to find that means will be adopted to place Steamers on our Northern Bays, so as to bring all the important settlements in connection with the railway.

We thank Your Excellency for the promise to lay before us the Minutes of the proceedings had by the Delegates to the Dominion of Canada in October last, upon the question of the fisheries and other matters.

We regret to find that the forest fires of last season, and the storm in October, were so destructive of property as to require a considerable expenditure of money.

We agree with Your Excellency as to the urgent necessity of the immediate adoption of more stringent means for the preservation of our valuable forests. Any measure submitted to us having that object in view will receive our best attention.

Address.—
(Continued.)

We trust that our Sessional labours may be such as to promote the best interests of the Country.

E. D. SHEA,
President.

COUNCIL CHAMBER,
20th March, 1893. }

The Hon. Mr. Harvey, by command of His Excellency the Governor, laid upon the Table the following Document:—

Document
laid on Table.

Annual Report of the Newfoundland Fisheries' Commission for the year 1892.

Adjourned.

On motion made, the House adjourned until to-morrow Tuesday, March 21st, at half-past Eleven o'clock, A. M.

Tuesday, March 21st, 1893.

PRESENT:

Member present.

The Honorable E. D. SHEA, *President.*

Adjourned for
want of quorum.

The Hon'ble the President declared the House adjourned until to-morrow Wednesday, March 22nd, at half-past Ten o'clock, for want of a quorum.

Wednesday, March 22nd, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable E. D. SHEA, *President.*

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

J. ANGEL,

G. SKELTON.

The Minutes of Monday, March 20th, and Tuesday, March 21st, were read.

Minutes read.

At Eleven o'clock, A. M., the House proceeded to Government House with the Address in Reply to the Speech of His Excellency the Governor.

Council present
Address of
Thanks.

At a quarter past Eleven o'clock, the House having returned, the Hon. the President reported that His Excellency had been pleased to receive the said Address and to return an answer thereto in the following words:—

President reads
Governor's reply.

Mr. President and Honourable Gentlemen of the Legislative Council :

Allow me to express my appreciation of the Address you have just presented. I cordially accept your concurrence in my grateful acknowledgement of the generous assistance extended by the people of Great Britain, of the sister Colonies, and of the neighbouring Continent to the fire sufferers of St. John's in their dire distress, and I equally associate myself with the Legislative Coun-

Reply to Address
of Thanks.

cil in its desire for the success of such measures as are proposed to be enacted for the welfare and progress of the Colony, feeling assured that by the wisdom of its counsels they will be moulded into such a shape as will best conform to the requirements of Newfoundland.

T. O'BRIEN, *Lt.-Col.*,
Governor.

GOVERNMENT HOUSE, }
22nd March, 1893. }

Adjourned.

On motion made, the House adjourned until Monday next, March 27th, at half-past Four o'clock, P. M.

Monday, March 27th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President*.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. ANGEL,

G. SKELTON.

Minutes read

The Minutes of Wednesday, March 22nd, were read.

Documents laid
on Table.

The Hon. Mr. Harvey, by command of His Excellency the Governor, laid upon the Table the following Documents:—

Annual Report of Postmaster General, 1892.

Annual Statement of Missing Letters, 1892.

Annual Statement of Money Order Business, Documents.—
1892. (Continued.)

Annual Statement of Poor Commissioner, 1892.

Annual Statement of Standard Life Assurance
Company, 1892.

Annual Statement of Newfoundland Steam
Sealing and Whaling Company, 1892.

Annual Statement of St. John's Nail Manu-
facturing Company, 1892.

Annual Statement of Newfoundland Boot and
Shoe Company, 1892.

Annual Statement of Consolidated Foundry
Company, 1892.

Annual Statement of Newfoundland Steam
Screw Tug Company, 1892.

Annual Statement of St. John's Floating Dry
Dock Company, 1892.

Annual Statement of Masonic Hall Joint Stock
Company, 1892.

Annual Statement of Townships' Timber and
Land Company, 1892.

Annual Statement of Union Bank of New-
foundland, 1892.

Annual Statement of Colonial Cordage Com-
pany, 1892.

Annual Statement of Equitable Life Assurance
Company, 1892.

Annual Statement of Commercial Bank of
Newfoundland, 1892.

Annual Report of Capt. Henry Knight, Coast-
guard Cape John, 1892.

Documents.—
(Continued.)

Annual Report of George Wheatley, Lloyds' Surveyor, 1892.

Annual Report of the Cashier of Savings' Bank, 1892.

Annual Report of the Commissioner of Pilots, 1892.

Annual Report of the Harbor Grace Water Company, 1892.

Annual Report of the Doctor, Labrador, 1892.

Annual Report of the Halifax School for Blind, 1892.

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

MR. PRESIDENT,—

The House of Assembly acquaint the Legislative Council that they have passed the accompanying Bill, entitled "An Act to Amend 54 Victoria, Cap. 8, entitled 'An Act to Amend an Act passed in the 53rd year of Her present Majesty,' entitled 'An Act to Amend 52 Vic., Cap. 4, and to make further provision for the Construction and Equipment of a Line of Railway to Hall's Bay, and of a Branch to Brigus or Clarke's Beach, and for other purposes,'" wherein they request the concurrence of the Legislative Council.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, }
March 27th, 1893. }

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to amend 54 Vic., Cap. 8, entitled 'An Act to Amend an Act passed

Message from
Assembly.

Railway Amend-
ment Bill, read
1st time.

in the 53rd year of the Reign of Her present Majesty, entitled 'An Act to Amend 52 Vic., Cap. 4, and to make further provision for the Construction and Equipment of a Line of Railway towards Hall's Bay, and a Branch to Brigus or Clarke's Beach, and for other purposes,' " was read a first time, and

Ordered,—To be read a second time to-morrow.

The Hon. Mr. Harvey gives notice, that he will, on to-morrow, move the suspension of 35th Rule of the House as regards the Bill to Amend 54 Vic., Cap. 8, entitled "An Act to Amend an Act passed in the 53rd year of the Reign of Her present Majesty, entitled 'An Act to Amend 52 Vic., Cap. 4, and to make further provision for the Construction and Equipment of a Line of Railway towards Hall's Bay, and of a Branch to Brigus or Clarke's Beach, and for other purposes.' "

On motion made, the House adjourned until to-morrow, Tuesday, March 28th, at half-past Four o'clock, P. M.

Tuesday, March 28th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable E. D. SHEA, *President*,

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. SKELTON.

Minutes read.

The Minutes of Monday, March 27th, were read.

Railway Amendment Bill, read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to amend 54 Vic., Cap. 8, entitled 'An Act to Amend an Act passed in the 53rd year of the Reign of Her present Majesty, entitled 'An Act to Amend 52 Vic., Cap. 4, and to make further provision for the Construction and Equipment of a Line of Railway towards Hall's Bay, and of a Branch to Brigus or Clarke's Beach, and for other purposes,'" was read a second time.

35th Rule Suspended.

Pursuant to notice, and on motion of the Hon. Mr. Harvey,—

Ordered,—That the 35th Rule of this House be suspended with regard to the said Bill.

Committee on Railway Bill.

On motion of the Hon. Mr. Harvey, the House went into Committee on the said Bill.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed,

The Chairman reported the Bill without Amendment. Reported without amendment.

Ordered,—That the Report be received.

The said Bill was then read a third time and passed, and the Hon. the President signed the same. Railway Amendment Bill read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment. Message to Assembly.

The Hon. Mr. Harvey, from the Select Committee on the Printing and Contingencies of this House, presented the following Report, which was received and read:— Report of Committee on Printing and Contingencies presented.

LEGISLATIVE COUNCIL,
COMMITTEE ROOM,
March 28th, 1893. }

The Select Committee on the Printing and Contingencies of the Legislative Council submit the following arrangements for adoption. Report.

That the Officers appointed by the Council, be continued in office during the present Session.

That the present Reporters be appointed, and that they supply the *Evening Telegram* Newspaper with sufficient matter, if so much be reported, with at least three columns of the Paper before Ten o'clock on each day.

That the *Evening Telegram* publish the Debates of the Legislative Council, on condition that it publishes at least three columns daily, provided so much be furnished before Ten o'clock on each day; and that a Speech shall not be divided except it exceed three columns.

That the *Daily Tribune* copy daily the Reports of the Legislative Council appearing in the *Evening Telegram* of the previous day, and that a Speech shall not be published in two or more parts.

The *Times*, *Harbor Grace Standard*, *Twillingate Sun* and *Trinity Record*, also to copy the Debates.

Miscellaneous Printing, The *Times*.

Printing Journals, The *Royal Gazette*.

The Publishers of the *Telegram* and *Tribune* and the Reporters having been communicated with, assent to the above conditions.

A. W. HARVEY, *Chairman*.
P. CLEARY,
THOS. TALBOT,
M. MONROE.

Report adopted.

On motion of the Hon. Mr. Harvey, the said Report was adopted.

Adjourned.

On motion made, the House adjourned until Wednesday, April 5th, at half-past Four o'clock, P. M.

Wednesday, April 5th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President*.

The Honorables A. W. HARVEY,

P. CLEARY,

G. SKELTON.

J. HARRIS.

Minutes read.

The Minutes of Tuesday, March 28th, were read.

The Hon. Mr. Harvey moved that out of re-
 spect to the memory of the late Hon'ble Stephen Rendell, formerly a Member of the Council, this House do now adjourn until Monday next, and

Motion to adjourn
 on death of Hon.
 Stephen Rendell.

Ordered,—That the House do now adjourn
 until Monday next, April 10th, at half-past Four
 o'clock, P. M.

Monday, April 10th, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable E. D. SHEA, *President.*

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

J. ANGEL,

G. SKELTON,

J. HARRIS.

The Minutes of Wednesday, April 5th, were
 read.

Minutes read

On motion made, the House adjourned until
 to-morrow, Tuesday, April 11th, at half-past Four
 o'clock, P. M.

Adjourned.

Tuesday, April 11th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. SKELTON.

J. HARRIS.

Minutes read.

The Minutes of Monday, April 10th, were read.

Governor arrives at Council Chamber and assents to Railway Amendment Bill.

At Five o'clock, P. M., His Excellency the Governor Lieut.-Col. Sir J. TERENCE N. O'BRIEN, K. C. M. G., having arrived at the Council Chamber, and being seated on the Throne, the Hon. the President of the Council directed the Gentleman Usher of the Black Rod to proceed to the House of Assembly and inform the Speaker and Members thereof, that it is His Excellency's will and pleasure that they forthwith attend at the Bar of this House; and they being come thereto, His Excellency was pleased to give his assent to the following Bill:—

An Act to Amend 54 Vic., Cap. 8, entitled "An Act to Amend an Act passed in the 53rd year of the Reign of Her present Majesty, entitled 'An Act to Amend 52 Vic., Cap. 4, and to make further provision for the Construction and Equipment of a Line of Railway towards Hall's Bay, and of a Branch to Brigus or Clarke's Beach, and for other purposes.' "

The House of Assembly having withdrawn,
His Excellency was pleased to retire.

On motion made, the House adjourned until Adjourned.
Friday next, April 14th, at half-past Four o'clock,
P. M.

Friday, April 14th, 1893.

The House met pursuant to adjournment. House meets.

PRESENT:

The Honorable E. D. SHEA, *President.* Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

G. T. RENDELL,

J. ANGEL,

J. HARRIS.

The Minutes of Tuesday, April 11th, were Minutes read.
read.

The Hon. the President informed the House
that he had received the following Message from
the House of Assembly:—

MR. PRESIDENT,—

The House of Assembly acquaints the Legis- Message from
Assembly.
lative Council that it has passed the accompanying
Bill, entitled “An Act respecting Foreign Fishing
Vessels,” to which it requests the concurrence of
the Council.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, }
April 12th, 1893. }

Documents laid
on Table.

The Hon. Mr. Harvey, by command of His Excellency the Governor, laid upon the Table the following Documents:—

Statement showing the gross Revenue at the Post Office in Newfoundland, 1892.

Statement of Amounts paid to Postmasters, Clerks and Assistants, 1892.

Statement of Amounts paid to Contractors and others for Conveyance of Mails, 1892.

Statement of Amounts paid for Conveying Mails in Northern Districts, and in Districts of St. George and St. Barbe and on the Labrador, 1892.

Statement shewing the number of Letters received in the Dead Letter Office, during the year ended 31st December, 1892.

Statement shewing number of Letters registered at General Post Office, 1892.

The Postmaster General in account with the Local Government, 1892.

Registrar General's Report for 1892.

Report of Chief Inspector of Pickled Fish, 1892.

Statement of the Newfoundland Coastal Steamship Company, 1892.

Statement of the Canada Life Assurance Company for 1892.

Annual Report of the Monroe Fibre Company for 1892.

Foreign Fishing
Vessels' Bill,
read 1st time.

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act respecting Foreign Fishing Vessels," was read a first time, and

Ordered,—To be read a second time to-morrow.

The Hon. Mr. Rendell gives notice that he will, on to-morrow, ask the Hon. Representative of the Government whether it is the intention of the Government to enforce the provisions of the St. John's Re-building Act, and the Municipal Act as regards the Construction of Buildings. Notices of Motion.

The Hon. Mr. Rendell gives notice that he will, on to-morrow, ask the Hon. Representative of the Government what steps will be taken by the Government to replace the Debentures destroyed by the fire of 8th and 9th July last.

The Hon. Mr. Harvey gives notice that he will, on to-morrow, move the suspension of the 35th Rule of this House as regards any Sealing Bill that may be before this House.

On motion made, the House adjourned until to morrow Saturday, at Four o'clock, P. M. Adjourned.

Saturday, April 15th, 1893.

PRESENT:

The Honorable E. D. SHEA, *President.*

Member present.

The Hon. the President declared the House adjourned until Monday next, April 17th, at half-past Four o'clock, P. M., for want of a quorum. Adjourned for want of quorum.

Monday, April 17th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. McLOUGHLAN,

J. ANGEL,

G. SKELTON.

J. HARRIS.

Minutes read.

The Minutes of Friday, April 14th, and Saturday, April 15th, were read.

Foreign Fishing
Vessels' Bill,
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act respecting Foreign Fishing Vessels," was read a second time, and

Ordered,—To be committed to-morrow.

Adjourned.

On motion made, the House adjourned until Wednesday next, at half-past Four o'clock, P. M.

Wednesday, April 19th, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable E. D. SHEA, *President*.

Members present.

The Honorables A. W. HARVEY,

P. CLEARY,

M. MONROE,

J. ANGEL,

G. T. RENDELL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

The Minutes of Monday, April 17th, were read.

Minutes read.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act respecting Foreign Fishing Vessels."

Committee on Foreign Fishing Vessels' Bill.

The Hon. Mr. Harris in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Amendment.

Reported without Amendment.

Ordered,—That the Report be received, and

Ordered,— That the said Bill be read a third time to-morrow.

Pursuant to notice, the Hon. Mr. Rendell asked the Hon. Representative of the Government whether it is the intention of the Government to

Question asked.

enforce the provisions of the St. John's Re-building Act and the Municipal Act as regards the Construction of Buildings.

Reply. The Hon. Mr. Harvey replied.

Question asked. Pursuant to notice, the Hon. Mr. Rendell asked the Hon. Representative of the Government what steps will be taken by the Government to replace the Debentures destroyed by the fire of 8th and 9th July last.

Reply. The Hon. Mr. Harvey replied.

Adjourned. On motion made, the House adjourned until Monday next, April 24th, at half-past Four o'clock, P. M.

Monday, April 24th, 1893.

House meets. The House met pursuant to adjournment.

PRESENT:

Members present. The Honorable E. D. SHEA, *President*.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. S. PITTS,

M. MONROE,

J. ANGEL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

Minutes read. The Minutes of Wednesday, April 19th, were read,

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act respecting Foreign Fishing Vessels," was read a third time and passed, and the Hon. the President signed the same.

Foreign Fishing Vessels' Bill, read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Message to Assembly.

The Hon. Mr. President informed the House that he had received the following Messages from the House of Assembly:—

Messages from Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accompanying Bill, entitled "An Act for Granting to Her Majesty certain Duties on Goods, Wares and Merchandize, imported into this Colony and its Dependencies," to which it requests the concurrence of the Council.

Message.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, April 21st, 1893.

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled "An Act to provide for the recognition in this Colony of Probates and Letters of Administration granted in the United Kingdom of Great Britain and Ireland," wherein it requests the concurrence of the Legislative Council.

Message.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, April 24th 1893.

Revenue, and
Probates and
Administration
Bills, read
1st time.

On motion of the Hon. Mr. Harvey, the following Bills sent up, entitled respectively,—“An Act for Granting to Her Majesty certain Duties on Goods, Wares and Merchandize imported into this Colony and its Dependencies,” and “An Act to provide for the recognition in this Colony of Probates and Letters of Administration granted in the United Kingdom of Great Britain and Ireland,” were severally read a first time, and

Ordered,—To be read a second time to-morrow.

Adjourned.

On motion made, the House adjourned until Wednesday next, April 26th, at half-past Four o'clock, P. M.

Wednesday, April 26th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

G. SKELTON,

J. HARRIS.

Minutes read.

The Minutes of Monday, April 24th, were read.

Revenue Bill,
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up,

entitled "An Act for Granting to Her Majesty certain Duties on Goods, Wares and Merchandize imported into this Colony and its Dependencies," was read a second time, and

Ordered,—To be committed to-morrow.

The Hon. Mr. Harvey, by command of His Excellency the Governor, laid upon the Table the following Documents:—

Documents laid
on Table.

Report of the Public Schools of Newfoundland under Church of England Boards, for the year ended 31st December, 1892.

Report of the Roman Catholic Schools of Newfoundland for the year ended 31st December, 1892.

Annual Statement of the St. John's Gas Light Company for 1892.

Annual Report of the Newfoundland Game Protection Society for 1892.

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

Message from
Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled "An Act for Granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets, and Bridges and other Public Works within this Colony, and to make provision for the protection and preservation of the same," wherein it requests the concurrence of the Legislative Council.

Message.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, April 24th 1893.

Road Bill,
read 1st time.

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act for Granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets and Bridges and other Public Works within this Colony, and to make provision for the protection and preservation of the same," was read a first time, and

Ordered,—To be read a second time to-morrow.

Adjourned.

On motion made, the House adjourned until to-morrow Thursday, April 27th, at half-past Four o'clock, P. M.

Thursday, April 27th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

J. ANGEL,

G. T. RENDELL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

Minutes read.

The Minutes of Wednesday, April 26th, were read.

Committee on
Revenue Bill.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An

Act for Granting to Her Majesty certain Duties on Goods, Wares and Merchandize imported into this Colony and its Dependencies.”

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Amendment. Reported without Amendment.

Ordered,—That the Report be received, and

Ordered,—That the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, Probates Recognition Bill, read 2nd time. entitled “An Act to provide for the recognition in this Colony of Probates and Letters of Administration granted in the United Kingdom of Great Britain and Ireland,” was read a second time, and

Ordered,—To be committed to-morrow.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, Road Bill, read 2nd time. entitled “An Act for Granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets and Bridges and other Public Works within this Colony, and to make provision for the protection and preservation of the same,” was read a second time, and

Ordered,—To be committed to-morrow.

The Hon. Mr. Rendell gives notice that he Notice of Motion. will, on to-morrow, ask the Hon. Representative of the Government whether any arrangement has been arrived at for a reduction of the postage on

letters between this Colony and the Dominion of Canada and the United States.

Notices of motion.

The Hon. Mr. Rendell gives notice that he will, on to-morrow, ask the Hon. Representative of the Government whether it is intended by the Government that the Coastal Steamers shall sail on the days advertised on the cards issued by the Company.

The Hon. Mr. Rendell gives notice that he will, on to-morrow, ask the Hon. Representative of the Government whether any Subsidy is to be paid to the S. S. *Havana* during this year, and if so, if any days are fixed for her sailing from the terminal ports of her route, and if the ports of call will be published.

The Hon. Mr. Monroe gives notice that he will, on to-morrow, ask the Hon. Representative of the Government if any Despatches have been received from the Secretary of State for the Colonies in addition to those laid before the Joint Committee on the French Treaties' Question, and if so, if he will lay the same on the Table of this House.

Adjourned.

On motion made, the House adjourned until to-morrow Friday, April 28th, at half-past Four o'clock, P. M.

Friday, April 28th, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable E. D. SHEA, *President*.

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

G. SKELTON.

J. HARRIS.

The Minutes of Thursday, April 27th, were read.

Minutes read.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act for Granting to Her Majesty certain Duties on Goods, Wares and Merchandize imported into this Colony and its Dependencies," was read a third time and passed, and the Hon. the President signed the same.

Revenue Bill, read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Message to Assembly.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act to provide for the recognition in this Colony of Probates and Letters of Administration granted in the United Kingdom of Great Britain and Ireland."

Committee on Probates Bill.

The Hon. Mr. Cleary in the Chair.

After some time the House resumed.

Reported with
Amendment.

The Chairman reported the Bill with an Amendment.

Ordered,—That the Report be received, and

Ordered,—That the said Bill, as amended, be read a third time to-morrow.

Committee on
Road Bill.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act for Granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets and Bridges and other Public Works within this Colony, and to make provision for the protection and preservation of the same."

The Hon. Mr. Rendell in the Chair.

After some time the House resumed.

Progress reported.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered,— That the Report be received.

Question asked.

Pursuant to notice, the Hon. Mr. Rendell asked the Hon. Representative of the Government whether any arrangement has been arrived at for a reduction of the postage on letters between this Colony and the Dominion of Canada and the United States.

Reply.

The Hon. Mr. Harvey replied.

Question asked.

Pursuant to notice, the Hon. Mr. Rendell asked the Hon. Representative of the Government whether it is intended by the Government that the

Coastal Steamers shall sail on the days advertised on the cards issued by the Company.

The Hon. Mr. Harvey replied.

Reply.

Pursuant to notice, the Hon. Mr. Rendell asked the Hon. Representative of the Government whether any Subsidy is to be paid to the S.S. *Havana* during this year, and if so, if any days are fixed for her sailing from the terminal ports of her route, and if the ports of call will be published.

Question asked.

The Hon. Mr. Harvey replied.

Reply

Pursuant to notice, the Hon. Mr. Monroe asked the Hon. Representative of the Government if any Despatches have been received from the Secretary of State for the Colonies in addition to those laid before the Joint Committee on the French Treaties' Question, and if so, if he will lay the same on the Table of this House.

Question asked.

The Hon. Mr. Harvey replied and laid copy of Despatch on Table.

Reply.

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

Message from Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled "An Act to Amend 55 Vic., Cap 12, entitled 'An Act to Amend the Law relating to the Solemnization of Marriage,'" wherein it requests the concurrence of the Legislative Council.

Message.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, April 27th, 1893.

Marriage Bill,
read 1st time.

On motion of the Hon. Mr. Monroe, the Bill sent up, entitled "An Act to Amend 55 Vic., Cap. 12, entitled 'An Act to Amend the Law relating to the Solemnization of Marriage,'" was read a first time, and

Ordered,—To be read a second time to-morrow.

On motion of the Hon. Mr. Monroe, the following Resolution was unanimously adopted:—

Resolution on
death of Sir
Robert Pinsent.

Resolved,—That Her Majesty's Council have heard with great sorrow of the death of Sir ROBERT PINSENT, D. C. L., and desires to record its opinion that the Colony and the Supreme Court Bench of Newfoundland have hereby suffered a great loss.

The Council would also express their sincere sympathy with the family and relatives of the deceased Judge.

Adjourned.

On motion made, the House adjourned until Monday next, May 1st, at half-past Four o'clock, P. M.

Monday, May 1st, 1893.

The House met pursuant to adjournment. House meets.

PRESENT:

The Honorable E. D. SHEA, *President.* Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

G. SKELTON,

J. HARRIS.

The Minutes of Friday, April 28th, were read. Minutes read.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to provide for the recognition in this Colony of Probates and Letters of Administration granted in the United Kingdom of Great Britain and Ireland," as amended, was read a third time and passed, and the Hon. the President signed the same. Probates Recognition Bill, as amended, read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with an Amendment and requesting concurrence therein.

The Amendment is as follows:—

Second Section—First line,—Expunge the words "this Act," and insert in place thereof, the words "the preceding Section." Amendment.

Marriage Bill,
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Monroe, the Bill sent up, entitled "An Act to Amend the Law relating to the Solemnization of Marriage," was read a second time, and

Ordered,—To be committed to-morrow.

Adjourned.

On motion made, the House adjourned until Wednesday next, May 3rd, at half-past Four o'clock, P. M.

Wednesday, May 3rd, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President*.

The Honorables A. W. HARVEY,

P. CLEARY,

J. S. PITTS,

M. MONROE,

J. ANGEL,

G. T. RENDELL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

Minutes read.

The Minutes of Monday, May 1st, were read.

Committee on
Road Bill.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act for Granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets and

Bridges and other Public Works within this Colony, and to make provision for the protection and preservation of the same.”

The Hon. Mr. Rendell in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Amendment. Reported without Amendment.

Ordered,—That the Report be received, and

Ordered,—That the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Monroe, the House went into Committee on the Bill sent up, entitled “An Act to Amend 55 Vic., Cap. 12, entitled ‘An Act to Amend the Law relating to the Solemnization of Marriage.’” Committee on Marriage Bill.

The Hon. Mr. Pitts in the Chair.

After some time the House resumed.

The Chairman reported the Bill with an Amendment. Reported with Amendment.

Ordered,—That the Report be received, and

Ordered,—That the said Bill be read a third time to-morrow.

The Hon. the President informed the House that he had received the following Messages from the House of Assembly:— Messages from Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accom- Message.

panying Bill, entitled "An Act for Granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the year ending the 31st day of December, 1893, and for other purposes," to which it requests the concurrence of the Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 1st, 1893. }

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accompanying Bill, entitled "An Act to prevent the Killing of Seals on Sundays," to which it requests the concurrence of the Council. Also, that it has passed the Amendment made by the Council in and upon the Bill sent up from this House, entitled "An Act to provide for the recognition in this Colony of Probates and Letters of Administration granted in the United Kingdom of Great Britain and Ireland," without Amendment.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 2nd, 1893. }

Supply Bill,
read 1st time.

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act for Granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the year ending the 31st day of December, 1893, and for other purposes," was read a first time, and

Ordered,—To be read a second time to-morrow,

On motion of the Hon. Mr. Skelton, the Bill ^{Sunday Sealing Bill, read 1st time.} sent up, entitled "An Act to prevent the Killing of Seals on Sundays," was read a first time, and

Ordered,—To be read a second time to-morrow.

The Hon. Mr. Angel laid upon the Table a ^{Petitions laid on Table.} Petition from the Rev. J. Holland Taylor and other inhabitants of Brigus and neighbourhood, upon the subject of the Bill to prevent the Killing of Seals on Sundays.

Also, from John Pye and other inhabitants of Random North, upon the same subject.

Also, from the Rev. James Pincock and other inhabitants of Cupids, Clarke's Beach and Bareneed, upon the same subject.

Also, from Robert Clarke and other inhabitants of Brigus, upon the same subject.

Also, from James Nurse and others, inhabitants of Bonavista, upon the same subject.

Also, from the Rev. Mark Fenwick and others, inhabitants of Catalina, upon the same subject.

Also, from William G. Bussey and others, inhabitants of Port-de-Grave, upon the same subject.

On motion made, the House adjourned until ^{Adjourned.} to-morrow Thursday, May 4th, at half-past Four o'clock, P. M.

Thursday, May 4th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. S. PITTS,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON.

J. HARRIS.

Minutes read.

The Minutes of Wednesday, May 3rd, were read.

Road Bill,
read 3rd time
and passed.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act for Granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets and Bridges and other Public Works within this Colony, and to make provision for the protection and preservation of the same," was read a third time and passed, and the Hon. the President signed the same.

Message to
Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Marriage Bill, as
amended, read 3rd
time and passed.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Pitts, in the absence of

the Hon. Mr. Monroe, the Bill sent up, entitled "An Act to Amend 55 Vic., Cap. 12, entitled 'An Act to Amend the Law relating to the Solemnization of Marriage,'" as amended, was read a third time and passed, and the Hon. the President signed the same.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with some Amendments, and requesting concurrence therein.

Message to Assembly.

The Amendments are as follows:—

Insert as Section "Four" the following:—

Amendments.

The Head Quarters of the Army within each District shall be proclaimed or notified in the *Royal Gazette*.

Re-number Sections "Four" and "Five" in the Bill as Sections "Five" and "Six," respectively.

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act for Granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the year ending the 31st day of December, 1893, and for other purposes," was read a second time, and

Supply Bill, read 2nd time.

Ordered,—To be committed to-morrow.

On motion of the Hon. Mr. Ángel, the Petition from the Rev'd James Pincock and others, Inhabitants of Cupids, Clarke's Beach and Bareneed, upon the subject of the Sunday Sealing Bill, was read.

Petition on Sunday Sealing Bill read.

Motion for 2nd
reading of Sunday
Sealing Bill.

Pursuant to the Order of the Day, the Hon. Mr. Skelton moved that the Bill sent up, entitled "An Act to prevent the Killing of Seals on Sundays," "be now read a second time."

Whereupon the Hon. Mr. Harvey moved in Amendment,—

Amendment.

"That the said Bill be read this day six months."

And the question on the Amendment having been put, there appeared for the Amendment,—

Contents, (5):

Non-Contents, (5):

Division on
Amendment.

Hons. Messrs. Harvey,
Cleary,
Pitts,
Rendell,
Harris.

Hons. Messrs. Skelton,
Talbot,
Monroe,
Angel,
Mackay.

Negatived.

And the votes being equal, and the Hon. the President having given his casting vote against the Amendment it was resolved in the negative.

And the question on the original motion having been put, there appeared,—

Contents, (5):

Non-Contents, (5):

Division on motion
for 2nd reading.

Hons. Messrs. Skelton,
Talbot,
Monroe,
Angel,
Mackay.

Hons. Messrs. Harvey,
Cleary,
Pitts,
Rendell,
Harris.

Passed.

And the votes being equal, and the Hon. the President having given his casting vote in favor of the motion it was resolved in the affirmative, and

Ordered,—Accordingly.

The said Bill was then read a second time, and Bill read 2nd time.
 Ordered,—To be committed to-morrow.

The Hon. the President informed the House Messages from Assembly.
 that he had received the following Message from
 the House of Assembly:—

MR. PRESIDENT,—

The House of Assembly acquaints the Hon. Message.
 Legislative Council that it has passed the accom-
 panying Bill, entitled “An Act to Amend 55 Vic.,
 Cap. 2, entitled ‘An Act to regulate the Prosecu-
 tion of the Seal Fishery,’” to which it requests the
 concurrence of the Council.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, }
 May 4th, 1893. }

On motion of the Hon. Mr. Monroe, the Bill Prosecution of Seal Fishery Bill, read 1st time.
 sent up, entitled “An Act to Amend 55 Vic., Cap. 2,
 entitled ‘An Act to regulate the Prosecution of
 the Seal Fishery,’” was read a first time, and

Ordered,—To be read a second time to-morrow.

On motion made, the House adjourned until Adjourned.
 to-morrow Friday, May 5th, at half-past Four
 o'clock, P. M.

Friday, May 5th, 1893.

House meets. The House met pursuant to adjournment.

PRESENT:

Members present. The Honorable E. D. SHEA, *President*.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. S. PITTS,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

Minutes read. The Minutes of Thursday, May 4th, were read.

Committee on
Supply Bill.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act for Granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the year ending the 31st day of December, 1893, and for other purposes."

The Hon. Mr. Cleary in the Chair.

After some time the House resumed.

Reported without
Amendment.

The Chairman reported the Bill without Amendment.

Ordered,—That the Report be received, and

Ordered,—That the said Bill be read a third time to-morrow.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Skelton, the House went into Committee on the Bill sent up, entitled "An Act to prevent the killing of Seals on Sundays." Committee on Sunday Sealing Bill.

The Hon. Mr. Mackay in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some Amendments. Reported.

The Hon. Mr. Skelton moved that the Report be received. Motion for reception of Report.

Whereupon the Hon. Mr. Harvey moved in Amendment,—

"That the Report be received this day six months." Amendment thereon.

And the question on the Amendment having been put, there appeared for the Amendment,—

<i>Contents, (4):</i>	<i>Non-Contents, (6):</i>	
Hons. Messrs. Harvey,	Hons. Messrs. Skelton,	<small>Division on Amendment.</small>
Pitts,	Talbot,	
Rendell,	Cleary,	
Harris.	Monroe,	
	Angel,	
	Mackay.	

So it passed in the negative. Negatived.

And the question on the original motion having been put, it passed in the affirmative, and Original question affirmed.

Ordered,—That the Report be received, and Report received.

Ordered,—That the said Bill, as amended, be read a third time to-morrow.

Prosecution of
Seal Fishery Bill,
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Monroe, the Bill sent up, entitled "An Act to Amend 55 Vic., Cap. 2, entitled 'An Act to regulate the Prosecution of the Seal Fishery,'" was read a second time, and

Ordered,—To be committed to-morrow.

Message from
Assembly.

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Legislative Council that it has passed, without Amendment, the Amendments made by the Legislative Council in and upon the Bill sent up from the Assembly, entitled "An Act to Amend 55 Vic., Cap. 12, entitled 'An Act to Amend the Law relating to the Solemnization of Marriage.'"

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 5th 1893. }

Notice of Motion.

The Hon. Mr. Monroe gives notice, that he will, on to-morrow, ask the Hon. Representative of the Government, whether in view of a statement made by Members of the Government in the Assembly, that the Government would give the Town of St. John's the amount of \$81,000 set down in the Receiver General's Statement as an Asset of the Colony, it is the intention to amend that Statement by removing the said sum from the Assets of the Colony, and whether he will state how the said amount of \$81,000 is made up.

On motion made, the House adjourned until Monday next, May 8th, at half-past Four o'clock, P. M.

Adjourned.
Committee on the Bill sent up, entitled "An Act to Amend the Vic. Cap. 2, entitled 'An Act to regulate the Prosecution of the Seal Fishery'."

Monday, May 8th, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable E. D. SHEA, *President.*

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. S. PITTS,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

G. SKELTON,

J. HARRIS.

The Minutes of Friday, May 5th, were read.

Minutes read.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act for Granting to Her Majesty a Sum of Money for defraying the Expenses of the Civil Government of this Colony for the year ending the 31st day of December, 1893, and for other purposes," was read a third time and passed, and the Hon. the President signed the same.

Supply Bill, read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Message to Assembly.

Committee on
Prosecution of
Seal Fishery Bill.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Monroe, the House went into Committee on the Bill sent up, entitled "An Act to Amend 55 Vic., Cap. 2, entitled 'An Act to regulate the Prosecution of the Seal Fishery.'"

The Hon. Mr. Rendell in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without Amendment.

Ordered,—That the Report be received, and

Ordered,—That the said Bill be read a third time to-morrow.

Petition on Sunday
Sealing Bill laid
on Table.

The Hon. Mr. Pitts laid upon the Table a Petition from the Rev. Thomas W. Atkinson and others, Inhabitants of Heart's Content, on the Sunday Sealing Bill.

Question asked.

Pursuant to notice, the Hon. Mr. Monroe asked the Hon. Representative of the Government whether in view of a statement made by Members of the Government in the Assembly that the Government would give the Town of St. John's the amount of \$81,000 set down in the Receiver General's Statement as an Asset of the Colony, it is the intention to amend that Statement by removing the said sum from the Assets of the Colony, and whether he will state how the said amount of \$81,000 is made up.

Reply.

The Hon. Mr. Harvey replied, and laid a Statement upon the Table,

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

Message from Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled “An Act to Amend the Act 56 Vic., Sess. 1, Cap. 1, entitled ‘An Act to Amend the Acts relating to the Re-building of the Town of St. John’s and to its Municipal Affairs.’” Also that it has adopted the Rules and Regulations respecting the Lobster Industry, and the Cod and Herring Fisheries, which rules are herewith; in which Bill, and Rules and Regulations it requests the concurrence of the Legislative Council.

Message.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
May 8th, 1893. }

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act to Amend the Acts relating to the Re-building of the Town of St. John’s and to its Municipal Affairs,” was read a first time, and

Re-building Amendment Bill, read 1st time.

Ordered,—To be read a second time to-morrow.

On motion of the Hon. Mr. Harvey the Rules and Regulations respecting the Lobster Industry and the Cod and Herring Fisheries, made under and by virtue of Section 16 of an Act passed in the 52nd year of the Reign of Her present Majesty, entitled “An Act to provide for the Formation of

Fishery Rules and Regulations, read 1st time.

a Fisheries' Commission, and for other purposes," was read a first time, and

Ordered,—To be read a second time to-morrow.

Documents laid on Table.

The Hon. Mr. Harvey laid on the Table, by command of His Excellency the Governor, the following Documents:—

Copy of Telegram from H. M's Principal Secretary of State to Governor O'Brien, received 6th May, 1893.

Annual Statement of the Electric Light Company, 1892.

Adjourned.

On motion made, the House adjourned until to-morrow Tuesday, May 9th, at half-past Four o'clock, P. M.

GEO. H. RIMMON
W. Atkinson
House of Assembly
May 8th, 1893

On motion of the Hon. Mr. Harvey, the Bill to amend the Act for the better regulation of the Fisheries, and the Lobster Industry, and the Cod and Herring Fisheries, made under and by virtue of Section 16 of an Act passed in the 22nd year of the Reign of Her present Majesty, entitled "An Act to provide for the formation of a Fisheries' Commission, and for other purposes," was read a first time, and

Ordered,—To be read a second time to-morrow.

Documents laid on Table.

The Hon. Mr. Harvey laid on the Table, by command of His Excellency the Governor, the following Documents:—

Tuesday, May 9th, 1893.

The House met pursuant to adjournment House meets.

PRESENT :

The Honorable E. D. SHEA, *President.* Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

J. ANGEL,

G. SKELTON.

J. HARRIS.

The Minutes of Monday, May 8th, were read. Minutes read.

Pursuant to the Order of the Day, the Hon. Motion for 3rd reading of Sunday Sealing Bill.
Mr. Skelton moved that the Bill sent up, entitled
“An Act to prevent the Killing of Seals on Sun-
days,” as amended, be now read a third time,—

When there appeared for the motion,—

Contents, (5) :

Non-Contents, (2) :

Hons. Messrs. Skelton,
Talbot,
Cleary,
Monroe,
Angel.

Hons. Messrs. Harvey,
Harris.

Division thereon.

So it passed in the affirmative, and Carried.

Ordered,—Accordingly.

The said Bill was then read a third time, as Bill read 3rd time and passed.
amended, and passed, and the Hon. the President
signed the same.

Message to
Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with some Amendments, and requesting concurrence therein.

The Amendments are as follows:—

Amendments.

First Section—Sixth line,—Expunge the word “four,” and insert in place thereof, the word “two.”

Eighth line—Same Section,—Expunge all the words after the word “from,” exclusive, to the word “the” at the end of tenth line. Eleventh line, between the words “or” and “crew,” insert the words “such of the”; at the end of the Section add the words “who have violated the provisions of this Act.”

Prosecution of
Seal Fishery Bill,
read 3rd time
and passed.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Monroe, the Bill sent up, entitled “An Act to Amend 55 Vic., Cap. 2, entitled ‘An Act to regulate the Prosecution of the Seal Fishery,’” was read a third time and passed, and the Hon. the President signed the same.

Message to
Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Fishery Rules and
Regulations,
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the “Rules and Regulations respecting the Lobster Industry and the Cod and Herring Fisheries made under and by virtue of Section 16 of an Act passed in the 52nd year of the Reign of Her present Majesty, entitled “An Act to provide for the Formation of a Fisheries’ Commission, and for other purposes,” sent up, were read a second time, and

Ordered,—To be committed to-morrow.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, St. John's Re-building Bill, read 2nd time. entitled "An Act to Amend the Act 56 Victoria, Sess. 1, Cap. 1, entitled 'An Act to Amend the Acts relating to the Re-building of the Town of St. John's and to its Municipal Affairs,'" was read a second time, and

Ordered,—To be committed to-morrow.

On motion made, the House adjourned until to-morrow, Wednesday, May 10th, at half-past Four o'clock, P. M. Adjourned.

Wednesday, May 10th, 1893.

The House met pursuant to adjournment. House meets.

PRESENT :

The Honorable E. D. SHEA, *President.* Members present.
 The Honorables A. W. HARVEY,
 T. TALBOT,
 P. CLEARY,
 M. MONROE,
 G. T. RENDELL,
 J. ANGEL,
 G. SKELTON,
 J. HARRIS.

The Minutes of Tuesday, May 9th, were read. Minutes read.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Rules and Regulations respecting the Lobster Industry and the Cod and Committee on Fishery Rules and Regulations.

Herring Fisheries, made under and by virtue of Section 16 of an Act passed in the 52nd year of the Reign of Her present Majesty, entitled "An Act to provide for the Formation of a Fisheries' Commission, and for other purposes."

The Hon. Mr. Harris in the Chair.

After some time the House resumed.

Progress reported.

The Chairman reported progress, and asked leave to sit again to-morrow.

Ordered,—That the Report be received.

Petition laid on Table.

The Hon. Mr. Rendell laid upon the Table a Petition from Messrs. Stephen March and Sons upon the subject of the St. John's Re-building Amendment Bill.

Adjourned.

On motion made, the House adjourned until Friday next, May 12th, at half-past Four o'clock, P. M.

Friday, May 12th, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable E. D. SHEA, *President.*

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

The Minutes of Wednesday, May 10th, were read.

Minutes read.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act to Amend the Act of 56 Vic., Sess. 1, Cap. 1, entitled 'An Act to Amend the Acts relating to the Re-building of the Town of St. John's and to its Municipal Affairs.'"

Committee on St. John's Re-building Bill.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

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

Progress reported.

Ordered,—That the Report be received.

On motion of the Hon. Mr. Harvey,—

Ordered,—That a Select Committee be appointed to enquire into and report upon the said Bill, and

Bill referred to Select Committee.

Committee,

Ordered,—That the Hon'bles Messrs. Harvey, Monroe, Mackay, Rendell and Skelton, be a Committee for that purpose.

Message from Assembly.

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Legislative Council that the House has adopted, without Amendment, the Amendments made by the Council in and upon the Bill sent up from the Assembly, entitled "An Act to prevent the Killing of Seals on Sundays."

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 11th, 1893. }

Adjourned.

On motion made, the House adjourned until Monday next, May 15th, at half-past Four o'clock, P. M.

Monday, May 15th, 1893.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President.*

The Honorable A. W. HARVEY.

Adjourned for want of quorum.

The Hon. the President declared the House adjourned until to-morrow, Tuesday, May 16th, at half-past Four o'clock, P. M., for want of a quorum.

Tuesday, May 16th, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT :

The Honorable E. D. SHEA, *President.*

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. S. PITTS,

M. MONROE,

G. T. RENDELL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

The Minutes of Friday, May 12th, and Monday, May 15th, were read. Minutes read.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Rules and Regulations respecting the Lobster Industry and the Cod and Herring Fisheries, made under and by virtue of Section 16 of an Act passed in the 52nd year of the Reign of Her present Majesty, entitled "An Act to provide for the Formation of a Fisheries' Commission and for other purposes." Committee on Fishery Rules and Regulations.

The Hon. Mr. Harris in the Chair.

After some time the House resumed.

The Chairman reported the said Rules and Regulations with some Amendments. Reported with Amendments.

Ordered,—That the Report be received, and

Ordered,—That the said Rules and Regulations, as amended, be read a third time to-morrow.

Messages from
Assembly.

The Hon. the President informed the House that he had received the following Messages from the House of Assembly:—

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled “An Act to Indemnify His Excellency the Governor for certain Sums of Money advanced by him out of the Public Treasury for the Service of the Colony,” wherein the Assembly requests the concurrence of the Legislative Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 15th, 1893. }

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled “An Act to provide for Higher Education,” wherein the Assembly requests the concurrence of the Legislative Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 15th, 1893. }

Indemnity Bill,
read 1st time.

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act to Indemnify His Excellency the Governor for certain Sums of Money advanced by him out of the Public Treasury for the Service of the Colony,” was read a first time, and

Ordered,—To be read a second time to-morrow.

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to provide for Higher Education," was read a first time, and

Higher Education Bill, read 1st time.

Ordered,—To be read a second time to-morrow.

The Hon. Mr. Harvey from the Select Committee appointed to consider and report upon the Bill sent up, entitled "An Act to Amend the Acts relating to the Re-building of the Town of Saint John's, and to its Municipal Affairs," report that they have considered the matter to them referred, and that they recommend the adoption of the said Bill with certain amendments, which they beg to submit to the Council.

Report of Select Committee on Re-building Bill.

A. W. HARVEY, *Chairman.*

A. M. MACKAY,

M. MONROE,

G. T. RENDELL,

G. SKELTON.

On motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act to Amend the Act of 56 Vic., Sess. 1, Cap. 1, entitled 'An Act to Amend the Acts relating to the Re-building of the Town of Saint John's, and to its Municipal Affairs.'"

Committee on Re building Bill.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some Amendments.

Reported with Amendments.

Ordered,—That the Report be received, and

Ordered,—That the said Bill, as amended, be read a third time to-morrow.

Notice of Motion.

The Hon. Mr. Harvey gives notice, that he will, on to-morrow, move the Suspension of the 35th Rule of the House in reference to all Bills, Addresses and other business coming before this House for the remainder of the Session.

Document
laid on Table

The Hon. Mr. Harvey, by command of His Excellency the Governor, laid upon the Table the following Document:—

Report of the Public Schools of Newfoundland under Methodist Boards for the year ending the 31st December, 1892.

Adjourned

On motion made, the House adjourned until to-morrow, Wednesday, May 17th, at half-past Four o'clock, P. M.

Wednesday, May 17th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President.*

The Honorables A. W. HARVEY,

T. TALBOT,

J. S. PITTS,

J. ANGEL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

Minutes read.

The Minutes of Tuesday, May 16th, were read.

Fishery Rules and
Regulations,
amended,
read 3rd time
and passed.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Rules and Regulations, as amended, respecting the Lobster

Industry and the Cod and Herring Fisheries made under and by virtue of Section 16 of an Act passed in the 52nd year of the Reign of Her present Majesty, entitled "An Act to provide for the Formation of a Fisheries' Commission, and for other purposes," was read a third time, as amended, and passed, and the Hon'ble the President signed the same, and

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with some Amendments, and requesting concurrence therein.

Message to Assembly.

The Amendments are as follows:—

Seventh Section—Third line,—Expunge the word "first," and insert in place thereof, the word "tenth."

Amendments on Fishery Rules and Regulations.

Fourth line—Same Section,—Expunge the word "September," and insert in place thereof, the word "April."

From the said fourth line, expunge the word "same," and insert in place thereof, the word "following."

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to Amend the Act of 56 Vic., Sess. 1, Cap. 1, entitled 'An Act to Amend the Acts relating to the Re-building of the Town of St. John's and to its Municipal Affairs,'" as amended, was read a third time and passed, and the Hon. the President signed the same, and

St. John's Re-building Bill, as amended, read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the

Message to Assembly.

same with some Amendments, and requesting concurrence therein.

The Amendments are as follows:—

Amendments on
Re-building Bill,

Insert as Section 5,—“It shall be the duty of the Surveyor General, and he is hereby empowered to direct and enforce the carrying into full effect the several provisions and requirements of this Act, and of the Act 54 Vic., Cap. 28, and of the Act 56 Vic., Cap. 1.”

Re-number Section “5” of the Bill as Section “6.”

Indemnity Bill,
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act to Indemnify His Excellency the Governor of Newfoundland for certain Sums of Money advanced by him from the Colonial Treasury for the Service of this Colony,” was read a second time.

Pursuant to notice, and on motion of the Hon. Mr. Harvey,—

35th Rule
Suspended.

Ordered,— That the 35th Rule of this House be suspended for the remainder of the Session as regards all Bills, Addresses, and other business coming before this House.

Committee on
Indemnity Bill.

On motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled “An Act to Indemnify His Excellency the Governor of Newfoundland for certain Sums of Money advanced by him from the Colonial Treasury for the Service of this Colony.”

The Hon. Mr. Angel in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Amendment. Reported.

Ordered,—That the Report be received.

The said Bill was then read a third time and passed, and the Hon. the President signed the same. Read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment. Message to Assembly.

The Hon. the President informed the House that he had received the following Messages from the House of Assembly:— Messages from Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bills, entitled respectively, “An Act to regulate the Practice of Dentistry and Dental Surgery”; “An Act for the encouragement of the Manufacture of Fish-Glue, Isinglass and Gelatine,” wherein the House requests the concurrence of the Legislative Council. Message.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
May 16th, 1893. }

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled “An Act to Amend the Election Message.

Act, 1889," wherein the House request the concurrence of the Legislative Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 16th, 1893. }

Election Act, 1889,
Amendment ;
Dental Surgery,
and Fish-Glue
Bills, read
1st time.

On motion of the Hon. Mr. Harvey, the following Bills sent up, entitled respectively, "An Act to Amend the Election Act, 1889"; "An Act to regulate the Practice of Dentistry and Dental Surgery"; "An Act for the encouragement of Fish-Glue, Isinglass and Gelatine," were severally read a first time, and

Ordered,—To be read a second time to-morrow.

Adjourned.

On motion made, the House adjourned until to-morrow, Thursday, May 18th, at half-past Four o'clock, P. M.

—————
GEO. H. EMERSON,
Speaker.

Thursday, May 18th, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable E. D. SHEA, *President.*

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

J. S. PITTS,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

G. SKELTON,

J. HARRIS.

The Minutes of May 17th, were read.

Minutes read.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to provide for Higher Education," was read a second time, and

Higher Education Bill, read 2nd time.

Ordered,—To be committed presently.

Committed.

After some time the House resumed.

The Chairman reported the Bill with an Amendment.

Reported with Amendment.

Ordered,—That the Report be received, and

Ordered,—That the said Bill be now read a third time.

Read 3rd time.

The said Bill was then passed, and

Passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the

Message to Assembly.

same with an Amendment, and requesting concurrence therein.

The Amendment is as follows:—

Amendment.

First Section—2nd line,—Expunge the word “Heads,” and insert in lieu thereof, the words “Head Masters.”

Election Act, 1889,
Amendment Bill,
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act to Amend the Election Act, 1889,” was read a second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Mr. Rendell in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without Amendment.

Ordered,—That the Report be received.

Read 3rd time
and passed.

The said Bill was then read a third time and passed, and the Hon'ble the President signed the same.

Message to
Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Fish-Glue Manu-
facture Encourage-
ment Bill, read
2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act for the encouragement of the Manufacture of Fish-Glue, Isinglass and Gelatine,” was read a second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Mr. Talbot in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Amendment. Reported.

Ordered,—That the Report be received.

The said Bill was then read a third time and passed, and the Hon'ble the President signed the same. Read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment. Message to Assembly.

The Hon. the President informed the House that he had received the following Messages from the House of Assembly:— Messages from Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bills, entitled respectively, “An Act to provide for the Construction and Equipment of a Line of Railway to Port-aux-Basques, and for other purposes”; “An Act to provide for the Maintenance and Operation of the Lines of Railway from Whitbourne to Port-aux-Basques, and of the Branches thereof”; “An Act to Amend the Acts relating to the Harbor Grace Water Company,” wherein the Assembly requests the concurrence of the Legislative Council. Message.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 18th, 1893. }

MR. PRESIDENT,—

The House of Assembly has had under consideration the Council's Amendments, made in and upon the Bill sent up from the Assembly, entitled Message.

“An Act to Amend the Act 56 Vic., Sess. 1, Cap. 1, entitled ‘An Act to Amend the Acts relating to the Re-building of the Town of St. John’s, and to its Municipal Affairs,’” and it respectfully requests that the Legislative Council will be pleased to appoint certain of its Body to confer with certain members of this House, in order that the reasons why this House desires that the Legislative Council may be pleased to withdraw their said Amendments, may be laid before such Conference. This House has appointed the Honourable the Surveyor General, the Honourable E. P. Morris, and Mr. Morine, members of this House, to be managers on behalf of this House at such Conference.

This House also requests that the Council will be pleased to appoint the time and place for such Conference.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, May 18th, 1893.

Railway Construction to Port-aux-Basques' Bill ;
Railway Maintenance and Harbor Grace Water Company Bills,
read 1st time.

On motion of the Hon. Mr. Harvey, the following Bills sent up from the House of Assembly, entitled respectively,—

“An Act to provide for the Construction and Equipment of a Line of Railway to Port-aux-Basques, and for other purposes” ;

“An Act to provide for the Maintenance and Operation of the Lines of Railway from Whitbourne to Port-aux-Basques, and of the Branches thereof” ;

“An Act to Amend the Acts relating to the Harbor Grace Water Company,” were severally read a first time, and

Ordered,—To be read a second time to-morrow.

On motion of the Hon. Mr. Harvey,—

Ordered,—That the following Message be sent to the House of Assembly:—

MR. SPEAKER,—

The Legislative Council acquaints the House of Assembly, in reply to their Message of to-day on the subject of the Council's Amendments on the Bill sent up from the Assembly, entitled "An Act to Amend the Act 56 Vic., Sess. 1, Cap. 1, entitled 'An Act to Amend the Acts relating to the Re-building of the Town of St. John's, and to its Municipal Affairs,'" that the Council agree to the Conference requested by the Assembly, and have appointed three Members of their Body, namely, the Hons. Messrs. Harvey, Monroe, and Rendell, to be Managers on behalf of the Council at such Conference. The time and place of such Conference will be half-past Three o'clock of the afternoon of to-morrow, Friday, 19th instant, in the Council Committee Room.

Message to Assembly.

E. D. SHEA,
President.

On motion made, the House adjourned until to-morrow, Friday, the 19th day of May, at half-past Four o'clock, P. M.

Adjourned.

Ordered,—That the Report be received.

The said Bill, as amended, was then read a third time and passed, and the Hon. the President signed the same.

Read 3rd time and passed.

Friday, May 19th, 1893.

House meets.

The House met pursuant to adjournment.

PRESENT:

Members present.

The Honorable E. D. SHEA, *President*,

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

G. SKELTON,

J. HARRIS.

Minutes read.

The Minutes of Thursday, May 18th, were read.

Dental Surgery Bill, read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to regulate the Practice of Dentistry and Dental Surgery," was read a second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Mr. Harris in the Chair.

After some time the House resumed.

Reported with Amendment.

The Chairman reported the Bill with some Amendments.

Ordered,—That the Report be received.

Read 3rd time and passed.

The said Bill, as amended, was then read a third time and passed, and the Hon. the President signed the same.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with some Amendments and requesting their concurrence therein. Message to Assembly.

The Amendments are as follows:—

Second Section—Third line,—Expunge the words “or within ten miles whereof.” Amendments.

Sixth Section — Fifth line, — Expunge the words “or within ten miles whereof.”

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act to provide for the Construction and Equipment of a Line of Railway to Port-aux-Basques, and for other purposes,” was read a second time, and Railway Construction to Port-aux-Basques’ Bill, read 2nd time.

Ordered,—To be committed to-morrow.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act to provide for the Maintenance and Operation of the Lines of Railway from Whitbourne to Port-aux-Basques, and of the Branches thereof,” was read a second time, and Railway Maintenance to Port-aux-Basques’ Bill, read 2nd time.

Ordered,—To be committed to-morrow.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act to Amend the Acts relating to the Harbor Grace Water Company,” was read a second time, and Harbor Grace Water Company Bill, read 2nd time.

Ordered,—To be committed presently.

Committed.

The Hon. Mr. Cleary in the Chair.

After some time the House resumed,

- Reported. The Chairman reported the Bill without Amendment.
- Ordered,—That the Report be received, and
- Read 3rd time. Ordered,—That the said Bill be now read a third time.
- Passed. The said Bill was then passed, and the Hon. the President signed the same.
- Message to Assembly. Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.
- Adjourned. On motion made, the House adjourned until to-morrow, Saturday, the 20th of May, at half-past Four o'clock, P. M.

Saturday, May 20th, 1893.

- House meets. The House met pursuant to adjournment
- PRESENT:
- Members present. The Honorable E. D. SHEA, *President.*
 The Honorables A. W. HARVEY,
 T. TALBOT,
 P. CLEARY,
 M. MONROE,
 G. T. RENDELL,
 J. ANGEL,
 G. SKELTON.
- Minutes read. The Minutes of Friday, May 19th, were read,

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act to provide for the Construction and Equipment of a Line of Railway to Port-aux-Basques, and for other purposes." Committee on Railway Construction to Port-aux-Basques' Bill.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Amendment. Reported.

Ordered,—That the Report be received.

The said Bill was then read a third time and passed, and the Hon'ble the President signed the same. Read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment. Message to Assembly.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act to provide for the Maintenance and Operation of the Lines of Railway from Whitbourne to Port-aux-Basques, and of the Branches thereof." Committee on Railway Maintenance to Port-aux-Basques' Bill.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Amendment. Reported.

Ordered,—That the Report be received.

The said Bill was then read a third time and passed, and the Hon'ble the President signed the same. Read 3rd time and passed.

Message to
Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Document
laid on Table.

The Hon. Mr. Harvey, by command of His Excellency the Governor, laid upon the Table the following Document:—

Copy of a Despatch from the Right Honorable the Secretary of State for the Colonies to His Excellency with reference to the appointment of a British Consular Officer at St. Pierre.

Messages from
Assembly.

The Hon. the President informed the House that he had received the following Messages from the House of Assembly:—

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Hon. Legislative Council that it has passed the Amendments sent down by the Council in and upon the Bills, entitled respectively,—“An Act to provide for Higher Education,” and “An Act to regulate the Practice of Dentistry and Dental Surgery,” without Amendment; and “An Act to Amend the Act 56 Vic., Sess. 1, Cap. 1, entitled ‘An Act to Amend the Acts relating to the Re-building of the Town of St. John’s, and to its Municipal Affairs,’ with some Amendments, to which it requests the concurrence of the Council.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, }
May 19th, 1893. }

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Hon. Legislative Council that it has had under consider-

ration the Amendment made by the Council in and upon the Fishery Rules and Regulations sent down from them, and requests that the Council will be pleased to appoint certain members of their Body to confer with certain members of this House, namely, Messrs. Munn, McGrath and Fox, on the said Amendment, and that the Council will be pleased to name a time and place for such meeting.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 19th, 1893. }

MR. PRESIDENT,—

The House of Assembly requests that the Hon. Legislative Council will be pleased to furnish to this House an account of the Contingencies of the Legislative Council for the present Session.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 20th, 1893. }

On motion of the Hon'ble Mr. Harvey, the Amendment made by the House of Assembly, in and upon the Amendments made by the Legislative Council, in and upon the Amendments made by the House of Assembly, in and upon the Bill, entitled "An Act to Amend the Act of 56 Vic., Sess. 1, Cap. 1, entitled 'An Act to Amend the Acts relating to the Re-building of the Town of St. John's, and to its Municipal Affairs,'" was read a first and second time, and

Amendment on Amendments on Re-building Bill, read 1st and 2nd time.

Ordered,—To be committed presently.

Committed.

The Hon. Mr. Angel in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Amendment without Amendment.

Ordered,—That the Report be received.

Read 3rd time and passed.

The said Amendment was then read a third time and passed, and the Hon'ble the President signed the same.

Message to Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

On motion of the Hon. Mr. Harvey,—

Ordered,—That the following Message be sent to the House of Assembly:—

MR. SPEAKER,—

Message to Assembly.

The Legislative Council acquaints the House of Assembly, in reply to their Message of the 19th May instant, respecting the Fishery Rules and Regulations, that the Council agree to the Conference requested by the Assembly, and have appointed three members of their Body, the Hon'bles Messrs. Harvey, Monroe and Rendell, to be Managers on behalf of the Council at such Conference. The time and place for such Conference will be three o'clock in the afternoon, on Monday, the 22nd day of May instant, in the Council's Committee Room.

E. D. SHEA,

President.

COUNCIL CHAMBER, }
May 20th, 1893. }

Adjourned.

On motion made, the House adjourned until Monday next, May 22nd, at half-past Four o'clock, P. M.

Monday, May 22nd, 1893.

The House met pursuant to adjournment.

House meets.

PRESENT:

The Honorable E. D. SHEA, *President*,

Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

M. MONROE,

G. T. RENDELL,

G. SKELTON,

J. HARRIS.

The Minutes of Saturday, May 20th, were read.

The Hon. Mr. Harvey, from the Conference upon the Fishery Rules and Regulations, presented the following Report:—

The Committee of Conference on the Amendment made by the Legislative Council on the Fishery Rules, report that they recommend that the close time for the Lobster Fishery be from August 20th until April 1st of the following year.

A. W. HARVEY,

M. MONROE,

G. T. RENDELL,

ROBERT S. MUNN,

JAMES P. FOX.

COMMITTEE ROOM,
May 22nd, 1893. }

On motion of the Hon. Mr. Harvey the said Report was received and adopted.

Report on
Printing and
Contingencies,
read.

The Hon. Mr. Harvey from the Select Committee on the Printing and Contingencies of this House for the present Session, presented a Report of the same, which was received and read, and

Committee of
Privilege.

On motion, the House resolved itself into a Committee of Privilege.

Members present.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Report without Amendment.

Ordered,—That the Report be received.

Adopted.

The said Report was then adopted, and

Ordered,—That a Message be sent to the House of Assembly informing them that this House had adopted the said Report.

The Report is as follows:—

Report.

The Select Committee appointed by the Council with regard to Printing and Contingencies, report that they have examined the accounts of the Acting Clerk and Usher of the Black Rod, and have considered the other charges and expenses and find them as follows:—

The President of the Legislative Council	\$ 240 00
The Members of the Legislative Council for their services during the present Session	1,440 00
The Acting Clerk of the Legislative Council, including Indexing and Col- lating Journals	600 00
Contingent Expenses of Black Rod	433 48
Edward Shea, for reporting Debates	300 00
Extra	75 00

Robert Pittman, reporting Debates	\$ 300 00	Report—
Extra	75 00	(Continued.)
The Acting Master-in-Chancery	700 00	
Extra	100 00	
The Door-keeper	225 00	
The Assistant Door-keeper	190 00	
The Messenger	160 00	
The Fireman	65 00	
The <i>Times</i> for Miscellaneous Printing	202 00	
<i>Evening Telegram</i> , printing Debates	160 00	
Do. extra printing	5 00	
<i>Tribune</i> , printing Debates	150 00	
Newspapers for Members during Session	168 80	
Estimated expenses printing and binding Journals	500 00	
Contingencies of Clerk	140 31	
Binding Newspapers	20 00	
<i>Times</i> , copying Debates	100 00	
<i>Standard</i> , copying Debates	100 00	
<i>Twillingate Sun</i> , copying Debates	100 00	
<i>Trinity Record</i> , copying Debates	100 00	
The Usher of Black Rod	600 00	
	<u>\$7,249 59</u>	

A. W. HARVEY,
M. MONROE,
T. TALBOT,
G. T. RENDELL.

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying

Message from Assembly.

Message.

Bill, entitled "An Act respecting the Department of Fisheries," wherein the Assembly requests the concurrence of the Legislative Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 20th, 1893. }

Department of
Fisheries' Bill,
read 1st time.

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act respecting the Department of Fisheries," was read a first time, and

Ordered,—To be read a second time to-morrow.

Message from
Assembly.

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accompanying Bill, entitled "An Act to Amend 38 Vic., Cap. 5, entitled 'An Act to provide for the appointment of a Harbor Master for the Port of St. John's, and for other purposes,'" to which they request the concurrence of the Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 22nd, 1893. }

Harbor Master's
Amendment Bill,
read 1st and
2nd time.

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to Amend 38 Victoria, Cap. 5, entitled 'An Act to provide for the appointment of a Harbor Master for the Port of St. John's, and for other purposes,'" was read a first and second time, and

Committed,

Ordered,—To be committed to-morrow,

The Hon. the President informed the House Message from Assembly. that he had received the following Message from the House of Assembly:—

MR. PRESIDENT,—

The House of Assembly acquaints the Hon. Message Legislative Council that it has passed the accompanying Bill, entitled “An Act to continue for a further period ‘The Newfoundland French Treaties’ Act,” to which it requests the concurrence of the Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
May 22nd, 1893. }

On motion of the Hon. Mr. Harvey, the Bill Newfoundland French Treaties’ Bill, read 1st time. sent up, entitled “An Act to continue for a further period ‘The Newfoundland French Treaties’ Act,” was read a first time.

The Hon. Mr. Harvey moved that the said Motion for 2nd reading. Bill be read a second time.

Whereupon the Hon. Mr. Monroe moved in Amendment,—

“That the said Bill be read this day six Amendment. months.”

And the question on the Amendment having been put, there appeared for the Amendment,—

<i>Contents, (2):</i>	<i>Non-Contents, (4):</i>	
Hons. Messrs. Monroe, Rendell,	Hons. Messrs. Harvey, Cleary, Skelton, Harris.	Division.

So it passed in the negative, and Amendment negatived.
Ordered,—Accordingly.

- Original motion. And the question on the original motion having been put, there appeared for the motion,—
- Contents, (4) : Non-Contents, (2) :*
- Division. Hons. Messrs. Harvey, Hons. Messrs. Monroe,
Cleary, Rendell,
Skelton,
Harris.
- Carried. So it passed in the affirmative, and
Ordered,—Accordingly.
- Read 2nd time. The said Bill was then read a second time, and
- Committed. Ordered,—To be committed presently.
The Hon. Mr. Harris in the Chair.
After some time the House resumed.
The Chairman reported the Bill without
Amendment.
Ordered,—That the Report be received.
- Read 3rd time and passed. The said Bill was then read a third time and passed, and the Hon'ble the President signed the same.
- Message to Assembly. Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.
- Adjourned. On motion made, the House adjourned until to-morrow, Tuesday, May 23rd, at half-past Four o'clock, P. M.
-

Tuesday, May 23rd, 1893.

The House met pursuant to adjournment. House meets.

PRESENT :

The Honorable E. D. SHEA, *President.* Members present.

The Honorables A. W. HARVEY,

T. TALBOT,

P. CLEARY,

G. T. RENDELL,

J. ANGEL,

G. SKELTON,

A. M. MACKAY,

J. HARRIS.

The Minutes of Monday, May 22nd, were read. Minutes read.

The Hon. the President informed the House that he had received a communication from the Hon. Colonial Secretary, stating that His Excellency the Governor would prorogue the Legislature on to-morrow, Wednesday, May 24th, at Two o'clock, P. M. President reads letter from Colonial Secretary as to Prorogation.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the Bill sent up, Department of Fisheries' Bill, read 2nd time. entitled "An Act respecting the Department of Fisheries," was read a second time, and

Ordered,—To be committed presently. Committed.

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

The Chairman reported the Bill with an Reported with Amendment. Amendment.

Ordered,—That the Report be received.

Read 3rd time
and passed.

The said Bill, as amended, was then read a third time and passed, and the Hon. the President signed the same.

Message to
Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with an Amendment, and requesting concurrence therein.

The Amendment is as follows:—

Amendment.

Insert as the 12th Section :

12.—“The appointments made under the said Act 52 Vic., Cap. 7, shall continue as if they had been made under this Act, and the Members of the said Fishery Commission are hereby declared to be Members of the Fisheries' Board under this Act.”

Messages from
Assembly.

The Hon. the President informed the House that he had received the following Messages from the House of Assembly:—

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled “An Act to regulate the Practice of Medicine and Surgery in this Colony,” wherein it requests the concurrence of the Legislative Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
The 22nd day of May, 1893. }

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Legislative Council that it has passed the following Bills:—“An Act to authorize the Raising of a Sum

of Money, by Loan, for the Public Service of the Colony"; "An Act to provide for the Establishment and Maintenance of a Fire Department in the Town of St. John's," wherein the Assembly requests the concurrence of the Legislative Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
The 22nd day of May, 1893. }

On motion of the Hon. Mr. Harvey, the Bill Fire Department Bill, read 1st and 2nd time. sent up, entitled "An Act to provide for the Establishment and Maintenance of a Fire Department in the Town of St. John's," was read a first and second time, and

Ordered,—To be committed presently. Committed.

The Hon. Mr. Harris in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some Reported with Amendments. Amendments.

Ordered,—That the Report be received.

The said Bill, as amended, was then read a Read 3rd time, as amended, and passed. third time and passed, and the Hon. the President signed the same.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with some Amendments, and requesting concurrence therein. Message to Assembly.

The Amendments are as follows:—

Add at end of First Section,—“One of whom Amendments. shall be selected by the Government from a list of four names to be submitted by the representa-

tives of Fire Insurance Companies doing business in St. John's."

Second Section—Fourth line,—After the word "be," insert the words "equipped and."

Eleventh Section—First line,—After the word "Brigade," insert the words "or the person in charge of the Brigade at a fire."

Loan Bill,
read 1st and
2nd time,

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to authorize the Raising of a Sum of Money, by Loan, for the Public Service of the Colony," was read a first and second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Mr. Angel in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without Amendment.

Ordered,—That the Report be received.

Read 3rd time
and passed.

The said Bill was then read a third time and passed, and the Hon. the President signed the same.

Message to
Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Message from
Assembly.

The Hon. the President informed the House that he had received the following Message from the House of Assembly :—

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accompanying Bill, entitled "An Act to Incorporate the

Placentia Water Company," to which it requests the concurrence of the Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
May 23rd, 1893. }

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to regulate the Practice of Medicine and Surgery in this Colony," was read a first and second time, and

Practice of Medicine and Surgery Bill, read 1st and 2nd time.

Ordered,—To be committed presently.

Committed.

The Hon. Mr. Angel in the Chair.

After some time the House resumed.

The Chairman reported the Bill with some Amendments.

Reported.

Ordered,—That the Report be received.

The said Bill, as amended, was then read a third time, as amended, and passed, and the Hon. the President signed the same.

Read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with some Amendments and requesting concurrence therein.

Message to Assembly.

The Amendments are as follows:—

"Expunge the Sixth Section."

Amendments.

"Re-number the following Sections."

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled "An Act to Incorporate the Placentia Water Company," was read a first and second time, and

Placentia Water Company Bill, read 1st and 2nd time.

Ordered,—To be committed presently.

Committed.

The Hon. Mr. Cleary in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without Amendment.

Ordered,—That the Report be received.

Read 3rd time and passed.

The said Bill was then read a third time and passed, and the Hon. the President signed the same.

Message to Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Committee on Harbor Master's Amendment Bill.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Harvey, the House went into Committee on the Bill sent up, entitled "An Act to Amend 38 Vic., Cap. 5, entitled 'An Act to provide for the appointment of a Harbor Master for the Port of St. John's, and for other purposes.'"

The Hon. Mr. Skelton in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill with some Amendments.

Ordered,—That the Report be received.

Read 3rd time, as amended, and passed.

The said Bill, as amended, was then read a third time and passed, and the Hon. the President signed the same.

Message to Assembly.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same with some Amendments, and requesting concurrence therein.

The Amendments are as follows:—

Amendments.

Second Section—Third line,—Expunge the 3rd, 4th and 5th lines, and the portion of the 6th

line to the word "in," inclusive, and insert instead thereof: "Every vessel anchoring in St. John's Harbor shall leave a sufficient fairway for the movements of other vessels between the vessel so anchored and the wharves on the North Side of the said Harbor, and no vessel shall, when anchored in."

"Expunge the Third Section."

On motion of the Hon. Mr. Harvey, the following Address to Her Majesty the Queen on the Betrothal of His Royal Highness the Duke of York with Her Royal Highness Princess May of Teck, was adopted and passed, and the Hon. the President signed the same:—

Address to the Queen on betrothal of Duke of York and Princess May, adopted and passed.

TO HER MOST GRACIOUS MAJESTY THE QUEEN.

MAY IT PLEASE YOUR MAJESTY,—

We, Your Majesty's devoted subjects, the Legislative Council and House of Assembly of Newfoundland, in Session convened, beg leave to approach Your Majesty with the respectful offering of our most cordial congratulations upon the betrothal of their Royal Highness the Duke of York and the Princess May of Teck.

Address to the Queen.

An event so intimately affecting the happiness of Your Majesty as the prospective Marriage of your beloved Grandson, is regarded by Your Majesty's subjects in this portion of your Dominions, with deep and affectionate interest, and the feeling is enhanced by cherished memories associated with the visit of His Royal Highness to this Country in the Warship *Canada*, in the early part of his professional career.

We fervently trust and pray that the auspicious union of His Royal Highness and the Princess May may be to them a life-long benediction and joy, and may reflect abundant happiness unalloyed and unshaded upon Your Majesty, the Prince and Princess of Wales, and every member of Your Royal Family.

E. D. SHEA,

President, Legislative Council.

PASSED THE LEGISLATIVE COUNCIL, }
May 23rd, 1893. }

Message to
Assembly.

Ordered,—That the said Address be sent to the House of Assembly, with Message, that this House had passed the same, and requesting their concurrence therein.

Adjourned.

On motion made, the House adjourned until to-morrow, Wednesday, May 24th, at Twelve o'clock, noon.

Wednesday, May 24th, 1893.

The House met pursuant to adjournment: House meets.

PRESENT:

The Honorable E. D. SHEA, *President.* Members present.

The Honorables A. W. HARVEY,

P. CLEARY,

M. MONROE,

G. T. RENDELL,

J. ANGEL,

G. SKELTON,

J. HARRIS.

The Minutes of Tuesday, May 23rd, were Minutes read.
read.

The Hon. the President informed the House Messages from
Assembly.
that he had received the following Messages from
the House of Assembly:—

MR. PRESIDENT,—

The House of Assembly acquaints the Hon. Message.
Legislative Council that it has passed the Amend-
ment sent down by the Council in and upon the
Bill sent up from this Assembly, entitled “An Act
respecting the Department of Fisheries,” with an
Amendment, to which it requests the concurrence
of the Council.

GEO. H. EMERSON,

Speaker.

HOUSE OF ASSEMBLY, }
May 23rd, 1893. }

MR. PRESIDENT,—

The House of Assembly acquaints the Hon. Message.
Legislative Council that it has passed the Amend-

ments sent down by the Council in and upon the Bills sent up from the Assembly, entitled respectively,—“An Act to Amend 38 Vic., Cap. 5, (St. John’s Harbor Master Act), and “An Act to provide for the Establishment and Maintenance of a Fire Department in the Town of St. John’s,” without Amendment.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
May 23rd, 1893. }

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Hon. Legislative Council that it has passed the Amendments made by the Council in and upon the Bill sent up, entitled “An Act to regulate the Practice of Medicine and Surgery in this Colony,” without Amendment.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
May 23rd, 1893. }

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accompanying Resolution relating to “Fishery Rules and Regulations,” to which it requests the concurrence of the Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
May 23rd, 1893. }

RESOLUTION.

Resolution relating
to Fishery Rules.

Resolved,—That the Legislative Council and House of Assembly hereby confirm the Rules and

Regulations made by the Fisheries' Commission, (which Rules and Regulations were laid upon the Table of both branches of the Legislature during the present Session), with the Amendments thereon and concurred in by both Houses.

On motion of the Hon. Mr. Harvey, the Amendment made by the House of Assembly, in and upon the Amendment made by the Legislative Council, in and upon the Bill sent up, entitled "An Act respecting the Department of Fisheries," was read a first and second time, adopted and passed, and the Hon. the President signed the same.

Amendment on Amendment on Department of Fisheries' Bill, read 1st and 2nd time, and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Message to Assembly.

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

Message from Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the Address to the Queen's Most Excellent Majesty on the auspicious event of the betrothal of their Royal Highnesses the Duke of York and the Princess May of Teck, sent down to the House of Assembly from the Legislative Council.

Message.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 24th, 1893. }

On motion of the Hon. Mr. Harvey, the following Address to His Excellency the Governor

Address to Governor, passed,

was read, adopted and passed, and the Hon. the President signed the same:—

To His Excellency Lieut.-Colonel Sir J. TERENCE N. O'BRIEN, Knight-Commander of the Most Distinguished Order of St. Michael and St. George, Governor and Commander-in-Chief, in and over the Island of Newfoundland and its Dependencies.

MAY IT PLEASE YOUR EXCELLENCY,—

Address to
Governor.

The Legislative Council and House of Assembly have passed the accompanying Address to Her Majesty the Queen congratulatory upon the event of the betrothal of their Royal Highnesses the Duke of York and the Princess May of Teck.

The Council and Assembly respectfully request Your Excellency will be pleased to transmit the Address.

E. D. SHEA,

PASSED THE LEGISLATIVE COUNCIL,
May 24th, 1893.

President.

Message to
Assembly.

Ordered,—That a Message be sent to the House of Assembly requesting their concurrence in the said Address.

Resolution
relating to
Fishery Rules,
passed.

On motion of the Hon. Mr. Harvey, the Resolution relating to the Fishery Rules and Regulations sent up from the House of Assembly, was adopted and passed, and the Hon'ble the President signed the same.

Message to
Assembly.

Ordered,—That a Message be sent to the House of Assembly informing them of the concurrence of the Legislative Council in the said Resolution,

The Hon. the President informed the House that he had received the following Message from the House of Assembly:—

Message from Assembly.

MR. PRESIDENT,—

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accompanying Bill, entitled “An Act relating to the Sale of Intoxicating Liquors,” to which it requests the concurrence of the Council.

Message

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY,
May 23rd, 1893. }

On motion of the Hon. Mr. Harvey, the Bill sent up, entitled “An Act relating to the Sale of Intoxicating Liquors,” was read a first and second time, and

Intoxicating Liquors' Bill, read 1st and 2nd time.

Ordered,—To be committed presently.

Committed.

The Hon. Mr. Harris in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Amendment.

Reported.

Ordered,—That the Report be received.

The said Bill was then read a third time and passed, and the Hon. the President signed the same.

Read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment.

Message to Assembly.

The Hon. the President informed the House that he had received the following Messages from the House of Assembly:—

Messages from Assembly.

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Legislative Council that it has passed the Address, sent down from the Legislative Council, requesting His Excellency to transmit the Address congratulatory upon the betrothal of their Royal Highnesses the Duke of York and the Princess May of Teck.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 24th, 1893. }

MR. PRESIDENT,—

Message.

The House of Assembly acquaints the Hon. Legislative Council that it has passed the accompanying Bill, entitled "An Act to provide for the Contingent Expenses of the Legislature," to which it requests the concurrence of the Council.

GEO. H. EMERSON,
Speaker.

HOUSE OF ASSEMBLY, }
May 23rd, 1893. }

Contingency
Bill, read 1st and
2nd time.

On motion of the Hon. Mr. Cleary, the Bill sent up, entitled "An Act to provide for the Contingent Expenses of the Legislature," was read a first and second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Mr. Angel in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without Amendment.

Ordered,—That the Report be received,

The said Bill was then read a third time and passed, and the Hon. the President signed the same. Read 3rd time and passed.

Ordered,—To be sent to the House of Assembly, with Message, that this House had passed the same without Amendment. Message to Assembly.

At Two o'clock, P. M., His Excellency the Governor, Lieut.-Colonel Sir J. TERENCE N. O'BRIEN, K. C. M. G., having arrived at the Council Chamber, and being seated on the Throne, the Hon. the President of the Council directed the Gentleman Usher of the Black Rod to proceed to the House of Assembly, and inform the Speaker and Members thereof, that it is His Excellency's will and pleasure that they forthwith attend at the Bar of this House; and they being come thereto, His Excellency was pleased to give his assent to the following Bills:—

An Act for Granting to Her Majesty certain Duties on Goods, Wares and Merchandize, imported into this Colony and its Dependencies. Bills assented to.

An Act respecting Foreign Fishing Vessels.

An Act to provide for Higher Education.

An Act to provide for the Establishment and Maintenance of a Fire Department in the Town of St. John's.

An Act respecting the Department of Fisheries.

An Act to provide for the Construction and Equipment of a Line of Railway to Port-aux-Basques, and for other purposes.

An Act to provide for the Maintenance and Operation of the Lines of Railway from Whitbourne to Port-aux-Basques, and for the Branches thereof.

Bills—
(Continued.)

An Act for Granting to Her Majesty a Sum of Money for Constructing and Repairing Roads, Streets and Bridges and other Public Works within this Colony, and to make provision for the protection and preservation of the same.

An Act relating to the Sale of Intoxicating Liquors.

An Act to Incorporate the Placentia Water Company.

An Act to regulate the Practice of Medicine and Surgery in this Colony.

An Act to regulate the Practice of Dentistry and Dental Surgery.

An Act to Amend the Act of 56 Vic., Sess. 1, Cap. 1, entitled "An Act to Amend the Acts relating to the Town of St. John's, and to its Municipal Affairs."

An Act to Amend 38 Vic., Cap. 5, entitled "An Act to provide for the appointment of a Harbor Master for the Port of St. John's, and for other purposes."

An Act to Amend the Acts relating to the Harbor Grace Water Company.

An Act to Amend the Election Act, 1889.

An Act to Amend 55 Vic., Cap. 12, entitled "An Act to Amend the Law relating to the Solemnization of Marriage."

An Act to provide for the Recognition in this Colony of Probates and Letters of Administration granted in the United Kingdom of Great Britain and Ireland.

- An Act to provide for the Encouragement of the Manufacture of Fish-Glue, Isinglass and Gelatine. Bills—
(Continued.)
- An Act to continue for a further period "The Newfoundland French Treaties' Act.
- An Act to prevent the Killing of Seals on Sunday.
- An Act to authorize the Raising of a Sum of Money, by Loan, for the Public Service of the Colony.
- An Act for Granting to Her Majesty a Sum of Money for defraying the expenses of the Civil Government of this Colony for the year ending the 31st day of December, One thousand eight hundred and ninety-three, and for other purposes.
- An Act to Amend 55 Vic., Cap. 2, entitled "An Act to regulate the Prosecution of the Seal Fishery."
- An Act to Indemnify His Excellency the Governor of Newfoundland for certain Sums of Money advanced by him from the Colonial Treasury for the Service of this Colony.
- An Act to provide for the Contingent Expenses of the Legislature.
- Rules and Regulations respecting the Lobster Industry and the Cod and Herring Fisheries, made under and by virtue of Section 16 of an Act passed in the 52nd year of the Reign of Her present Majesty, entitled "An Act to provide for the Formation of a Fisheries' Commission, and for other purposes."

After which His Excellency was pleased to deliver the following Speech:—

Governor's
Speech.

Mr. President and Honourable Gentlemen of the Legislative Council;

Mr. Speaker and Gentlemen of the Honourable House of Assembly;

I am pleased to be able to relieve you from the duties of the Session, and to thus afford you, at an earlier period than usual, the opportunity of devoting your exclusive attention to your personal concerns.

I have satisfaction in noticing that, although the Session has not been a protracted one, many important measures have resulted from your labors. I may especially allude to those adopted for the extension of the Railway from Exploits to Port-aux-Basque, for the operation of the whole system of Government Railways in the Colony, and to the Bill to provide for Higher Education.

The Railway contract entered into under the legislation now formally approved, will, doubtless, be regarded as exceedingly advantageous to the Colony.

The geographical position of this country renders it an essential link in the chain of communication connecting the eastern and western Continents; and I therefore feel assured that, with the completion of the western Railway to Port-aux-Basque, such general benefits may be expected as shall fully compensate the Colony for the obligation it has assumed in that connection.

The construction of lines of road connecting outlying settlements with the railway will not

only extend its advantages, but also aid in the utilization and settlement of what are at present waste lands. Speech—
(Continued.)

The re-enactment of the Bill passed in the year 1891, to enable Her Majesty's Government to carry out its treaty obligations with France, will, I trust, give sufficient time for the amicable and satisfactory settlement of this long vexed question.

The provision you have made for the contemplated addition to our lighthouse and telegraph systems, will certainly be received with much favor by our fishing population.

The sum you have voted for the establishment of an efficient Fire Department in this city, will enable my Government to satisfactorily accomplish this work. Full information as to the working of such a department is now in the possession of my Government, and steps have already been taken to provide increased security for the lives and property of our citizens.

The loyal address of both Houses congratulating Her Most Gracious Majesty and the members of the Royal Family on the approaching marriage of H. R. H. the Duke of York, will be forwarded by me with the greatest pleasure, evincing, as it does, the loyalty of her subjects in this, the oldest of Her Colonial dominions.

Mr. Speaker and Gentlemen of the Honourable House of Assembly;

I thank you for the supplies you have voted for the public service. Your appropriations shall be expended with due regard to the objects for which they are designed,

Speech—
(Continued.)

Mr. President and Honourable Gentlemen of the Legislative Council;

Mr. Speaker and Gentlemen of the Honourable House of Assembly;

The result of the Seal-fishery of this season does not offer a subject of congratulation, and I participate in the regret with which you must all view the returns.

Apart from this, the trade conditions now prevailing seem to promise an active season to the merchant and fishermen, and abundant employment to our working people.

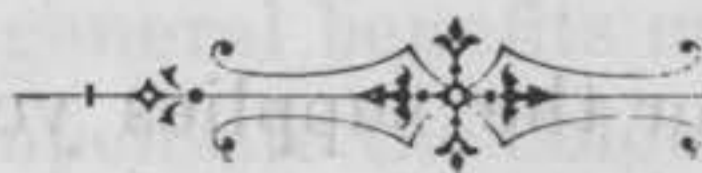
In taking leave, I desire to express to you my best wishes for your prosperity, and for that of the whole Colony.

T. O'BRIEN, *Lt.-Col.*,
Governor.

Prorogation.

The Honorable the President then said,—It is His Excellency the Governor's will and pleasure that this General Assembly be prorogued until THURSDAY, the THIRTEENTH day of JULY next, to be then and here holden; and this General Assembly stands prorogued accordingly.

HUGH H. CARTER,
Acting Clerk, Legislative Council.



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