

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.

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SECOND SESSION OF THE SEVENTEENTH GENERAL ASSEMBLY, 1894.





## PROCLAMATION.

*By His Excellency Lieut.-Col. Sir J. TERENCE N. O'BRIEN,  
Knight Commander of the Most Distinguished Order  
T. O'BRIEN, Lt.-Col., of Saint Michael and Saint George, Governor and  
Governor. Commander-in-Chief in and over the Island of New-  
foundland and its Dependencies.*

**W**HEREAS the General Assembly stands prorogued until  
MONDAY the TWENTY-THIRD day of APRIL instant; and  
whereas I think fit to further prorogue the said General As-  
sembly until WEDNESDAY the TWENTY-THIRD day of MAY next.

I do, therefore, by this my Proclamation, further prorogue  
the said General Assembly until WEDNESDAY the TWENTY-  
THIRD day of MAY next, as aforesaid, of which all persons  
concerned are required to take due notice and govern them-  
selves accordingly.

Given under my Hand and Seal, at Government House,  
in St. John's, in the aforesaid Island, this Twenty-  
first day of April, A. D. 1894.

By His Excellency's Command,

ALFRED B. MORINE,  
*Acting Colonial Secretary.*



## PROCLAMATION.

By His Excellency Lieut.-Col. Sir J. TERENCE N. O'BRIEN,  
Knight Commander of the Most Distinguished Order  
T. O'BRIEN, Lt.-Col., of Saint Michael and Saint George, Governor and  
Governor. Commander-in-Chief in and over the Island of New-  
foundland and its Dependencies.

WHEREAS the General Assembly stands prorogued until  
WEDNESDAY the TWENTY-THIRD day of MAY instant;  
and whereas I think fit to further prorogue the said General  
Assembly until THURSDAY the THIRTY-FIRST day of MAY inst.

I do, therefore, by this my Proclamation, further prorogue  
the said General Assembly until THURSDAY the THIRTY-FIRST  
day of MAY instant, as aforesaid, of which all persons con-  
cerned are required to take due notice and govern themselves  
accordingly.

Given under my Hand and Seal at Government House,  
in St. John's, in the aforesaid Island, this Twenty-  
first day of May, A. D. 1894.

By His Excellency's Command,

ALFRED B. MORINE,  
Acting Colonial Secretary.



## PROCLAMATION.

*By His Excellency Lieut.-Col. Sir J. TERENCE N. O'BRIEN,  
Knight Commander of the Most Distinguished Order  
T. O'BRIEN, Lt.-Col., of Saint Michael and Saint George, Governor and  
Governor. Commander-in-Chief in and over the Island of New-  
foundland and its Dependencies.*

**W**HEREAS the General Assembly stands prorogued until  
THURSDAY the THIRTY-FIRST day of MAY instant; and  
whereas I think fit to further prorogue the said General As-  
sembly until THURSDAY the SEVENTH day of JUNE next.

I do, therefore, by this my Proclamation, further prorogue  
the said General Assembly until THURSDAY the SEVENTH day  
of JUNE 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 Government House,  
in St. John's, in the aforesaid Island, this Twenty-  
ninth day of May, A. D. 1894.

By His Excellency's Command,

ALFRED B. MORINE,  
*Acting Colonial Secretary.*



## PROCLAMATION.

*By His Excellency Lieut.-Col. Sir J. TERENCE N. O'BRIEN,  
Knight Commander of the Most Distinguished Order  
T. O'BRIEN, Lt.-Col., of Saint Michael and Saint George, Governor and  
Governor. Commander-in-Chief in and over the Island of New-  
foundland and its Dependencies.*

**W**HEREAS the General Assembly stands prorogued until  
THURSDAY the SEVENTH day of JUNE next; and where-  
as I think fit to further prorogue the said General Assembly  
until THURSDAY the FIFTH day of JULY next.

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

Given under my Hand and Seal at Government House,  
in St. John's, in the aforesaid Island, this Fifth  
day of June, A. D. 1894.

By His Excellency's Command,

ALFRED B. MORINE,  
*Acting Colonial Secretary*



## PROCLAMATION.

By His Excellency Lieut.-Col. Sir J. TERENCE N. O'BRIEN,  
Knight Commander of the Most Distinguished Order  
T. O'BRIEN, Lt-Col., of Saint Michael and Saint George, Governor and  
Governor. Commander-in-Chief in and over the Island of New-  
foundland and its Dependencies.

**W**HEREAS the General Assembly stands prorogued until  
THURSDAY the FIFTH day of JULY next; and whereas  
I think fit to further prorogue the said General Assembly  
until THURSDAY the SECOND day of AUGUST next.

I do, therefore, by this my Proclamation, further prorogue  
the said General Assembly until THURSDAY the SECOND day of  
AUGUST 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 Government House,  
in St. John's, in the aforesaid Island, this Thirtieth  
day of June, A. D. 1894.

By His Excellency's Command,

ALFRED B. MORINE,  
*Acting Colonial Secretary.*

# LEGISLATIVE COUNCIL

OF

## NEWFOUNDLAND.

SECOND SESSION OF THE SEVENTEENTH  
GENERAL ASSEMBLY.

*Thursday, August 2nd, 1894.*

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

At One o'clock, P. M., the House met.

House meets.

PRESENT :

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

Members present

The Honorables A. W. HARVEY,

J. S. PITTS,

G. T. RENDELL,

J. ANGEL,

J. HARRIS,

G. SKELTON,

Sir R. THORBURN, K.C.M.G.,

M. MONROE,

W. B. GRIEVE.

The Honorables M. Monroe and W. B. Grieve, Hons. M. Monroe and W. B. Grieve take their seats.  
appointed members of the Legislative Council (pro-  
visionally), having previously taken the oath of al-  
legiance, took their seats.

At Two o'clock, P. M., the Honorable Edward Commissioners ap-  
pointed by the  
Governor take  
their seats.  
D. Shea, President of the Legislative Council, and  
the Honorable James S. Pitts, member of the Le-



gislative Council, nominated and appointed by his Excellency the Governor as Commissioners, having taken their seats, the Honorable the President commanded the Gentleman Usher of the Black Rod, attendant on the Council, to proceed to the Honourable House of Assembly and inform the members thereof that his Excellency the Governor's Commissioners desire their attendance in the Council Chamber; and they being come thereto, the following commission was read by the Clerk of the Legislative Council:

*By His Excellency Sir J. T. N. O'BRIEN,*  
T. O'BRIEN, *Lt.-Col., Governor and Commander-in-Chief*  
Governor. *in and over the Island of Newfound-*  
[L. s.] *land and its Dependencies.*

To the Honorable EDWARD D. SHEA, President of the Legislative Council; The Honorable JAMES S. PITTS, and the Honorable THOMAS TALBOT, Members of the Legislative Council:

Commission.

Whereas I deem it expedient that the Second Session of the Seventeenth General Assembly should be opened for the despatch of business on the Second day of this present month, whereof I have given notice by my Proclamation, dated the thirtieth day of July; and whereas it is not convenient that the purposes for which I have called the said General Assembly together should be declared on the said day, nor until the members of the House of Assembly have proceeded to the choice of a Speaker. You, the said Honorable Edward D. Shea, Honorable James S. Pitts and Honorable Thomas Talbot, are hereby authorized and directed to signify to the members of the said House of Assembly, on the second day of August

instant, that it is my pleasure that they proceed to the choice of some proper person to be their Speaker, and present such person on the following day for my approbation. Commission—  
(Continued).

Given under my Hand and Seal, at the Government House, this First day of August, A. D. 1894.

By His Excellency's Command,

ALFRED B. MORINE,  
*Acting Colonial Secretary.*

The Honorable Edward D. Shea, President of the Legislative Council, one of the Commissioners, then said:—

*Gentlemen of the Honorable House of Assembly:*

It is not convenient for his Excellency the Governor to declare the reasons why he has convened the present Session until you have first chosen from amongst your body some proper person to be your Speaker. Therefore, it is his Excellency's pleasure that you now retire to your Chamber, and there proceed to the choice of such person and present him here to-morrow for his Excellency's approbation.

The House of Assembly then withdrew.

On motion made, the House adjourned until Friday, August 3rd, at Two o'clock, P. M. Adjourned.

*Friday. August 3rd, 1894.*

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

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

The Honorables A. W. HARVEY,

J. S. PITTS,

G. T. RENDELL,

J. ANGEL,

J. HARRIS,

G. SKELTON,

Sir R. THORBURN, K.C.M.G.,

M. MONROE,

W. B. GRIEVE.

Commissioners  
take their seats.

At Two o'clock, P. M., the Honorable Edward D. Shea, President of the Legislative Council, the Honorable Thos. Talbot and the Honorable James S. Pitts, members of the Legislative Council—appointed by his Excellency the Governor, on his Excellency's behalf as Governor aforesaid, to signify to the members of the House of Assembly his Excellency's approbation of the person whom they have chosen to be their Speaker: and further, to read his Excellency's Speech and observe all usual and proper ceremonies,—having taken their seats, the Hon. the President commanded the Gentleman Usher of the Black Rod, attendant on the Council, to proceed to the House of Assembly and inform the members thereof that his Excellency the Governor's Commissioners desire their attendance at the Bar of this House; and they being come thereto, the following commission was read by the Clerk of the Legislative Council:

Assembly summoned to Council Chamber.

By His Excellency Lieut.-Colonel Sir  
 J. TERENCE N. O'BRIEN, Knight  
 T. O'BRIEN, Lt.-Col., *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.*  
 GOVERNOR.  
 [L. S.]

To the Honorables EDWARD D. SHEA, THOMAS TALBOT  
 and JAMES S. PITTS :

Know Ye, that I, J. Terence N. O'Brien, Gov-Commission.  
 ernor and Commander-in-Chief in and over the  
 Island of Newfoundland and its Dependencies, do  
 hereby nominate and appoint you, the said Hon'bles  
 Edward D. Shea, Thos. Talbot and James S. Pitts,  
 for me and on my behalf as Governor as aforesaid,  
 to attend at the time and place appointed for meet-  
 ing the Legislature, whereof due notice was given  
 to the said Legislature on yesterday the Second  
 instant, by my commission of the 1st of August  
 instant, directed to you, and for me and on my be-  
 half as Governor aforesaid, to signify to the mem-  
 bers of the House of Assembly my approbation of  
 the person whom they have chosen to be their  
 Speaker: and further, to read the Speech, a copy  
 whereof is written and certified under my Hand,  
 and to observe all such ceremonies as are usual  
 and proper.

Given under the Great Seal of the Island of  
 Newfoundland, at Government House, St.  
 John's, this 3rd day of August, A.D. 1894.

By His Excellency's Command,

ALFRED B. MORINE,  
*Acting Colonial Secretary.*

L. O'B. Furlong,  
Esq., presented  
and approved  
as Speaker.

Lawrence O'Brien Furlong, Esq., member for the district of St. John's East, having presented himself as Speaker elect and the choice approved, the usual privileges claimed and granted, the Hon. Edward D. Shea, one of the said Commissioners, then read the following Speech to both Houses:—

*Mr. President and Honorable Gentlemen of the Legislative Council:*

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

Governor's Speech

I am gratified to meet you on the present occasion, and to avail myself of your assistance in discharging the duties cast upon us by the Constitution. In view of the unusual date at which the Session of the Legislature takes place, I trust that the business of the Session will be transacted with the utmost despatch consistent with its importance.

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

The Customs' Revenue for the past year was in excess of the estimated amount, and I am pleased to observe that for the half year ending June 30th, it shows no falling off when compared with the same period of last year. The estimates for the current year, which will be laid before you immediately, are, with but a few exceptions, the same as those which were under consideration by you at the last Session of the Legislature.

*Mr. President and Honorable Gentlemen of the Legislative Council:*

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

It is not intended that any measures shall be submitted at this Session for your consideration,

other than those ordinarily enacted in connection with the financial affairs of the Colony, or made necessary in connection therewith by expenditures made or obligations undertaken in the past. Speech—  
(Continued).

I pray that Divine Providence may direct your deliberations for the welfare of the Colony.

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

The House of Assembly then withdrew, and the Commissioners retired. Assembly with-  
draw; Commis-  
sioners retire.

The Hon. the President having taken his seat,

The Minutes of yesterday, August 2nd, were read. Minutes read.

A copy of his Excellency the Governor's Speech was then read by the Hon. the President. Copy of Speech  
read.

On motion of the Hon. Mr. Grieve,

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. Select Committee  
on Address of  
Thanks.

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

The Hon. Mr. Pitts gives notice that he will on to-morrow move the appointment of a Select Committee on the Printing and Contingencies of this House. Notice of motion.

On motion made the House adjourned until Monday next, August 6th, at half-past Four o'clock, P. M. Adjourned.

*Monday, August 6th, 1894.*

House meets.

The House met pursuant to adjournment.

PRESENT :

Members present.

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

The Honorables A. W. HARVEY,

J. S. PITTS,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

J. HARRIS,

G. SKELTON,

Sir R. THORBURN, K.C.M.G.,

M. MONROE,

W. B. GRIEVE.

Minutes read.

The Minutes of Friday, August 3rd, were read.

Draft of Address  
of Thanks pre-  
sented and read  
first time.

The Hon. Mr. Grieve, 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.

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

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

Select Committee  
on Printing and  
Contingencies.

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

The Hon. the President informed the House Messages from House of Assembly. that he had received the following Messages from the House of 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 certain Duties on Goods, Wares and Merchandize imported into this Colony and its Dependencies,” in which the House requests the concurrence of the Legislative Council.

Dated the 4th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

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 defraying the Expenses of the Civil Government of this Colony, for the year ending the Thirty-first day of December, One Thousand Eight Hundred and Ninety-four, and for other purposes,” in which the House requests the concurrence of the Legislative Council.

Dated this 4th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

MR. PRESIDENT,—

The House of Assembly begs to acquaint 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



Messages—  
(Continued).

Public Works within this Colony, and to make provision for the Protection and Preservation of the same," in which the House requests the concurrence of the Legislative Council.

Dated this 6th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

MR. PRESIDENT,—

The House of Assembly begs to acquaint the Legislative Council that it has passed the accompanying Bill, entitled "An Act to authorize the raising of a Sum of Money by Loan for the Public Service of this Colony," in which the House requests the concurrence of the Legislative Council.

Dated this 6th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

MR. PRESIDENT,—

The House of Assembly acquaints the Legislative Council that it has passed the accompanying Bill, entitled "An Act to amend 56th Victoria, Cap. 4, entitled 'An Act to authorize the raising of a Sum of Money by Loan for the Public Service of the Colony,'" in which it requests the concurrence of the Legislative Council.

Dated this 6th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

On motion of the Hon. Mr. Pitts, 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";

Revenue,

“An Act for granting to Her Majesty a Sum <sup>Supply,</sup> of Money for defraying the Expenses of the Civil Government of this Colony for the year ending the Thirty-first day of December, One Thousand Eight Hundred and Ninety-four, and for other purposes”;

“An Act for granting to Her Majesty a Sum <sup>Road,</sup> 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 to authorize the raising of a Sum of <sup>Loan, and</sup> Money by Loan for the Public Service of this Colony”;

“An Act to amend 56 Victoria, Cap. 4, entitled ‘An Act to authorize the raising of a Sum <sup>Railway Loan Bills read first time.</sup> of Money by Loan for the Public Service of the Colony’”; were severally read a first time, and

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

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

MR. PRESIDENT,—

The House of Assembly begs to acquaint the Legislative Council that it has passed the accompanying Bill, entitled “An Act to provide for the appointment of Commissioners for Quidi Vidi Park, and for other purposes,” in which the House requests the concurrence of the Legislative Council.

Dated this 6th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

Quidi Vidi Park  
Commissioners'  
Bill read 1st time.

On motion of the Hon. Mr. Pitts, the Bill sent up, entitled "An Act to provide for the appointment of Commissioners for Quidi Vidi Park, and for other purposes," was read a first time, and

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

Notices of motion.

The Hon. Mr. Pitts gives notice that he will on to-morrow move the suspension of the 35th Rule of this House with reference to all business coming before this House this present Session.

The Hon. Sir Robert Thorburn gives notice that he will on to-morrow ask the Hon. Representative of the Government if it is the intention of the Government that the debates of the Council are not to be reported during the present Session of the Legislature.

The Hon. Sir Robert Thorburn gives notice that he will on to-morrow ask the Hon. Representative of the Government in this Chamber, under what Act of the Legislature the expenditures are now being made on the road round Quidi Vidi Lake, and other roads outside the limits of the town of St. John's.

Motion to adjourn.

The Hon. Mr. Pitts moved "that this House do now adjourn until to-morrow, Tuesday, at half-past ten o'clock, A. M."

Amendment.

Whereupon the Hon. Mr. Harvey moved "that this House do now adjourn until to-morrow, Tuesday, at half-past four o'clock, P. M."

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

<i>Contents (4):</i>	<i>Non-Contents (6):</i>	<i>Division.</i>
Hons. Messrs. Harvey, Harris, Skelton, Sir R. Thorburn.	Hons. Messrs. Pitts, Rendell, Angel, Mackay, Monroe, Grieve.	

So it passed in the negative.

And the question on the original motion having been put, it passed in the affirmative on a similar division as the foregoing, and

Ordered,—Accordingly.

The House then adjourned until to-morrow, Adjourned  
Tuesday, August 7th, at half-past Ten o'clock, A.M.

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*Tuesday, August 7th, 1894.*

The House met pursuant to adjournment.

House meets.

PRESENT :

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

Members present.

The Honorables A. W. HARVEY,

J. S. PITTS,

J. McLAUGHLAN,

G. T. RENDELL,

J. ANGEL,

A. M. MACKAY,

J. HARRIS,

G. SKELTON,

Sir R. THORBURN, K.C.M.G.,

M. MONROE,

W. B. GRIEVE,

M. FENELON.

Minutes read. The Minutes of Monday, August 6th, were read.

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

35th Rule suspended.

Ordered—That the 35th Rule of this House with reference to all business brought before this House for the present Session be suspended.

Address of Thanks read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Grieve, the Address in reply to the Speech of his Excellency the Governor was read a second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Dr. Skelton in the chair.

Recess.

The Committee took recess until half-past four o'clock this evening. After recess—

House resumed.

On motion of the Hon. the President the House resumed.

Communication from his Excellency the Governor read.

The Hon. the President informed the House that he had received the following communication from his Excellency the Governor:—

GOVERNMENT HOUSE,  
St. John's, Newfoundland, }  
7th August, 1894. }

SIR,—

Hon. P. Cleary's resignation.

I beg to inform you that I have received and accepted the resignation of the Hon. P. Cleary as a member of the Legislative Council of this Colony.

I have, etc.,

T. O'BRIEN, *Governor.*

The Hon. E. D. SHEA,  
*President Legislative Council,*

The Honorable Maurice Fenelon took his seat, Hon. M. Fenelon takes his seat.  
having previously taken the oath of allegiance.

The Chairman resumed the chair of the Com- Committee resume.  
mittee.

After some time the House resumed.

The Chairman reported the Address without Address reported.  
amendment.

The Hon. Mr. Grieve moved "that the Report Motion for recep-  
tion of Report.  
be received."

Whereupon the Hon. Mr. Harvey moved in Amendment  
thereon.  
amendment that the following words be added to  
the second paragraph of the Address as reported,  
"but we greatly regret that the Government have  
illegally, and by force, collected duties for some  
time past without any authority whatever, thus  
setting an example to the community of breaking  
the laws and abolishing the strongest and greatest  
of the people's liberties."

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

<i>Contents</i> (4):	<i>Non-Contents</i> (6):	Division.
Hons. Messrs. Harvey, Angel, Skelton, Sir R. Thorburn.	Hons. Messrs. Grieve, Pitts, Rendell, Mackay, Monroe, Fenelon.	

So it passed in the negative.

And the question on the original motion hav- Original report  
on Address of  
Thanks received.  
ing been put, it passed in the affirmative, and

Ordered,—Accordingly.

Address read 3rd  
time and passed.

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

To be presented to  
his Excellency the  
Governor.

Ordered,—That the said Address be engrossed and presented to His Excellency the Governor by a deputation of this House consisting of such member as is of the Executive Council.

The Address is as follows:

Address in reply  
to Governor's  
Speech.

*To His Excellency Lieutenant-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,—

We, the Legislative Council of Newfoundland in Session convened, respectfully thank your Excellency for the gracious Speech with which you have been pleased to open the present Session of the Legislature.

We note that only business having connection with the affairs of the Colony, or made necessary by expenditures or obligations already undertaken, will be submitted to the Legislature for its consideration. These matters will receive our careful attention, and we trust will redound to the advantage of the Colony.

E. D. SHEA,  
*President.*

COUNCIL CHAMBER, }  
7th August, 1894. }

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Pitts, the Bill sent up, entitled Revenue Bill, read 2nd time "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 presently. Committed.

The Hon. Mr. Angel in the chair.

After some time the House resumed.

The Chairman reported the Bill without Reported. amendment.

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

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

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. Pitts, the Bill sent up, entitled Supply Bill, read 2nd time. "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 Thirty-first day of December, One Thousand Eight Hundred and Ninety-four, and for other purposes," was read a second time, and

Ordered,—To be committed presently. Committed.

The Hon. Mr. Mackay in the Chair.

After some time the House resumed.

The Chairman reported the Bill without Reported amendment.

Ordered,—That the Report be received. Report 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.

Road Bill,  
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Pitts, 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 second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Mr. Harris in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without amendment.

Report received.

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.

Loan Bill.  
read 2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Pitts, the Bill sent up, entitled "An Act to authorize the Raising of a Sum of Money, by Loan, for the Public Service of this Colony," was read a second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Mr. Monroe in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment. Reported.

Ordered,—That the Report be received. Report 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. Pitts, the Bill sent up, entitled "An Act to amend 56 Victoria, Cap. 4, entitled 'An Act to authorize the Raising of a Sum of Money, by Loan, for the Public Service of the Colony,'" was read a second time, and Railway Loan Bill, read 2nd time.

Ordered,—To be committed presently. Committed.

The Hon. Mr. Rendell in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment. Reported.

Ordered,—That the Report be received. Report 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. Pitts, the Bill sent up, Quidi Vidi Park Commissioners' Bill read 2nd time.

entitled "An Act to provide for the appointment of Commissioners for Quidi Vidi Park and for other purposes," was read a second time, and

Committed,

Ordered,—To be committed presently.

The Hon. Mr. Grieve in the Chair.

After some time the House resumed.

Reported,

The Chairman reported the Bill without amendment.

Report received,

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.

Question asked,

Pursuant to notice, the Hon. Sir Robert Thorburn asked the Hon. Representative of the Government under what Act of the Legislature the expenditures are now being made on the Road round Quidi Vidi Lake and other Roads outside of the Limits of the Town of St. John's.

Reply.

The Hon. Mr. Pitts replied.

Messages from Assembly.

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

MR. PRESIDENT,—

The House of Assembly begs to acquaint the Legislative Council that it has passed the accompany Bill, 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,"

in which the House requests the concurrence of the Legislative Council.

Dated this 6th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

MR. PRESIDENT,—

The House of Assembly begs to acquaint the Legislative Council that it has passed the accompanying Bill, entitled “An Act to provide for the Exchange of Debentures for Debentures lost or destroyed,” in which it requests the concurrence of the Legislative Council.

Dated this 7th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

On motion of the Hon. Mr. Pitts, the following Bills sent up, entitled, respectively,—

“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” ;

Indemnity, and  
Lost Debentures  
Bills, read  
1st time.

“An Act to provide for the Exchange of Debentures for Debentures lost or destroyed,” were severally read a first time, and

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

On motion made, the House adjourned until Thursday, August 9th, at half-past Ten o'clock, A.M.

Adjourned.

*Thursday, August 9th, 1894.*

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,  
 G. T. BENDELL,  
 J. ANGEL,  
 A. M. MACKAY,  
 J. HARRIS,  
 G. SKELTON,  
 Sir R. THORBURN, K.C.M.G.,  
 M. MONROE,  
 W. B. GRIEVE,  
 M. FENELON.

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

The Hon. the President informed the House that he had received the following Reply from His Excellency the Governor in answer to the Address in Reply to His Excellency's Speech:—

*Mr. President and Honourable Gentlemen of the Legislative Council :*

Governor's Reply  
to Address of  
Thanks.

In gratefully acknowledging your Address allow me to thank you for the promptitude with which you have responded to my desire to carry out with the least possible delay those measures which have unfortunately been so long in abeyance and which are so urgently needed for carrying on the Services of the Colony.

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

GOVERNMENT HOUSE,  
St. John's, 7th August, 1894.

The Hon. the President informed the House that he had received a communication from the Hon. Acting Colonial Secretary, stating that His Excellency the Governor would prorogue the present Session of the Legislature on this day at Three o'clock, P. M.

President informs House of Prorogation.

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 requests that the Legislative Council will be pleased to furnish to this House an account of the Contingencies of the Legislative Council.

Dated this 7th day of August, 1894.

L. O'B. FURLONG,  
*Speaker.*

The Hon. Mr. Pitts, from the Select Committee on the Printing and Contingencies of this House, presented a Report of the same, which was received and read, and

Report of Contingency Committee presented and read.

On motion of the Hon. Mr. Pitts, the House resolved itself into a Committee of Privilege.

Committee of Privilege.

The Hon. Mr. Harris in the Chair.

After some time the House resumed.

The Chairman reported the Report without amendment.

Report.

Ordered,—That the Report be received.

Report received.

The Report is as follows :—

The Select Committee appointed by the Council with regard to Printing and Contingencies, report that they have examined the Accounts of the

Report of Select Committee on Printing and Contingencies.

Report.—  
(Continued).

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 .....	1,440 00
Acting Clerk of Legislative Council .....	600 00
Contingent Expenses of Black Rod .....	270 09
Edward Shea, for reporting Debates .....	300 00
Extra services .....	75 00
Robert Pittman, for reporting Debates ..	300 00
Extra services .....	75 00
Acting Master-in-Chancery .....	700 00
Extra services .....	100 00
Door-keeper .....	225 00
Assistant Door-keeper .....	190 00
Messenger .....	160 00
Fireman .....	65 00
<i>Times</i> , Miscellaneous Printing.....	216 00
<i>Evening Telegram</i> , printing Debates .....	160 00
<i>Tribune</i> , printing Debates .....	100 00
Newspapers for Members during Session.	130 58
Estimated Expenses of Printing and Bind- ing Journals .....	500 00
Contingencies of the Clerk .....	61 02
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
Usher of the Black Rod.....	600 00
Carpet and Rug .....	152 74
The Acting Clerk of the Legislative Coun- cil for Session of August, 1894 .....	100 00
The Acting Master-in-Chancery for Ses- sion of August, 1894.....	100 00

The Usher of the Black Rod for Session of 1894.....	\$100 00
The Door-keeper for Session of August, '94	20 00
The Messenger for Session of August, '94	20 00
E. Shea for reporting Debates for Session of August, 1894.....	25 00
The <i>Daily News</i> , printing Debates for Session of August, 1894.....	20 00
	\$7,365 43

Ordered,—That the said Report be adopted and sent to the House of Assembly, with Message, that this House had adopted the same, and requesting their concurrence therein.

Report adopted,  
Message to  
Assembly.

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

Indemnity Bill,  
read 2nd time.

Ordered,—To be committed presently.

Committed.

The Hon. Dr. Skelton in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Reported

Ordered,—That the Report be received.

Report 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.



Lost Debentures  
Bill, read  
2nd time.

Pursuant to the Order of the Day, and on motion of the Hon. Mr. Pitts, the Bill sent up, entitled "An Act to provide for the Exchange of Debentures lost or destroyed," was read a second time, and

Committed.

Ordered,—To be committed presently.

The Hon. Mr. Grieve in the Chair.

After some time the House resumed.

Reported.

The Chairman reported the Bill without amendment.

Report received.

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.

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 acquaints the Legislative Council that it has passed the accompanying Bill, entitled "An Act respecting Secrecy by Officers and Persons employed on Telegraph Lines," wherein it requests the concurrence of the Council.

The 7th August, 1894.

L. O'B. FURLONG,  
*Speaker.*

On motion of the Hon. Mr. Pitts, the Bill sent up, entitled "An Act respecting Secrecy by Officers and Persons employed on Telegraph Lines," was read a first and second time, and

Telegraph Secrecy Bill, read 1st and 2nd time.

Ordered,—To be committed presently.

Committed.

The Hon. Sir Robert Thorburn in the Chair.

After some time the House resumed.

The Chairman reported the Bill without amendment.

Reported.

Ordered,—That the Report be received.

Report 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. Mr. Harvey presented the following Address to His Excellency the Governor which was received and read, and

Address to Governor presented and read.

On motion that the said Address be adopted, there appeared:—

Division on motion for adoption.

*Contents, (3) :*

*Non-Contents, (6) :*

Hons. Messrs. Harvey,  
Harris,  
Skelton.

Hons. Messrs. Pitts,  
Rendell,  
Mackay,  
Monroe,  
Grieve,  
Fenelon.

So it passed in the negative, and

Ordered,—Accordingly.

The Address is as follows:--

Address.

*To His Excellency Sir J. TERENCE N. O'BRIEN, Lieut.-Colonel 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,—

The Legislative Council is reluctantly compelled to approach Your Excellency with a statement of grievances that are seriously impeding the prosperity and endangering the peace of this Colony. Your Excellency is aware of all the circumstances that have recently led to a change of Ministry in this Colony and of the serious confusion of the public affairs that has resulted therefrom. We deem it expedient however to recapitulate as concisely as possible all that has transpired to bring about the present anomalous condition of affairs as we consider that it furnished complete justification for the course now about to be pursued by this Council.

In the autumn of 1893 a General Election took place in this Colony which resulted in the sustainment of the Government of Sir William Whiteway by a very large majority, namely, twenty-four to twelve. Having been beaten at the polls, the Opposition party availed of a new Act placed on the Statute Book, the meaning of which was not understood by a large majority of the Candidates to petition against the return of Eighteen Members of the Whiteway party.

The first trial took place in March last, and the two Respondents were unseated and disquali-

fied, it being held by the Court that in the absence of any provision setting forth how the Railway Connecting Road money was to be spent and where the roads were intended, such expenditure as had taken place was a violation of the Corrupt Practices' Act; and further, that any administrative interference by the late Member of a District after the dissolution of a House even though he was an Executive Officer was also illegal, so that acts performed and allocations made by Members of the House of Assembly which were right, proper, and no infringement of the Corrupt Practices' Act became, if performed *at any time after the Dissolution of the House by a late Member who was a Candidate for re-election*, a breach of the Act, and entailed the penalties of unseating and disqualification. This distinction was not appreciated in time by the Government Candidates at the Election of 1893, and thus afforded grounds for petitioning against the re-elected Members.

Address.—  
(Continued.)

The late Government advised Your Excellency to dissolve the House of Assembly and to appeal to the constituencies. This advice was emphasized by a memorial to Your Excellency, signed by twenty-one members of the House of Assembly, and was concurred in by this Council, as will appear by resolution of this Council, dated the 13th day of April last.

The reasons that actuated this Council in taking the action alluded to were as follows:—An Administration had been formed upon the results of a General Election held but five months previous; that Government was steadily sustained by a large majority in both branches of the Legislature, and had reason to believe that its conduct

Address.—

(Continued.)

and policy had been satisfactory to the country at large.

It was patent to this Council that Your Excellency was surrounded by those who represented a majority of the population; who possessed the confidence of an immense body of Electors, and who had been selected to give Your Excellency advice by the people who had the deepest interest in the success of Your Administration.

It also appeared to this Council that if Your Excellency had doubts on this point; if Your Excellency had reason to believe that your then advisers had obtained office improperly and wished to take the opinions of the people, the proper constitutional course would be to appeal to the people at a General Election who here, as in England, would have relieved Your Excellency from doubt and difficulty, and fighting out the issue at the polls rebuke Your Excellency's advisers if they were in the wrong.

The Council understood that Your Excellency had declined the advice of your late Ministers and of the Legislature respecting the Dissolution of the House of Assembly, in order that the Election petitions might be disposed of by the Court and the process of law not interfered with. Now that the cases have been disposed of by the Courts, there does not appear to this Council to be any substantial reason why a dissolution should not be granted. If a dissolution of the House be not granted at once then it is apparent that a great injustice will be inflicted upon this Country, in as much as the well understood wishes of the people will have been ignored and the Country will be deprived of the valuable services of many expe-

rienced public men. It must be apparent to Your Excellency that the best interests of this Colony have been jeopardized, and its progress retarded by the want of harmony between the people and Your Excellency's present advisers.

This feeling has been intensified by the withholding of the Writs for bye-elections in this city, whereby thirty thousand people have been disfranchised; by the collection of taxes since the 12th day of June past without the sanction of law, and by the expenditure of public moneys in contravention of the law and contrary to the Resolutions adopted in April last by both branches of the Legislature. This Council is of opinion that the only solution of the unfortunate distractions of the Colony is an immediate dissolution of the Legislature and an appeal to the constituencies in the autumn. Holding this opinion they cannot but strongly urge upon Your Excellency the adoption of such a course.

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

MR. PRESIDENT,—

The House of Assembly begs to acquaint the Legislative Council that it has passed the accompanying Bill, entitled "An Act to provide for the Contingent Expenses of the Legislature," in which it requests the concurrence of the Legislative Council.

Dated this 9th day of August, A. D. 1894.

L. O'B. FURLONG,  
*Speaker.*

Address.—  
(Continued).

Message from  
Assembly.

Contingency Bill,  
read 1st and  
2nd time.

On motion of the Hon. Mr. Pitts, the following 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. Monroe in the Chair.

After some time the House resumed.

Reported

The Chairman reported the Bill without amendment.

Report received.

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.

Governor arrives  
at Council  
Chamber;

At Three o'clock, P. M., His Excellency the Governor, Lieutenant-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, attendant on the Council, 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:—

Assembly  
summoned.

Bills assented to.

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

“ 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 Thirty-first day of December, One Thousand Eight Hundred and Ninety-four, and for other purposes.” Bills assented to—  
(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 to authorize the Raising of a Sum of Money, by Loan, for the Public Service of the Colony.”

“ An Act to amend 56 Victoria, Cap. 4, entitled ‘ 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 appointment of Commissioners for Quidi Vidi Park, and for other purposes.”

“ 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 Exchange of Debentures for Debentures lost or destroyed.”

“ An Act respecting Secrecy by officers and persons employed on Telegraph Lines.”

“ An Act to provide for the Contingent Expenses of the Legislature.”



After which His Excellency was pleased to deliver 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 am indeed gratified to be able to so speedily relieve you from your attendance upon Legislative duties, at a season when your own business affairs must demand your close attention.

Of this history making epoch of the Colony's existence nothing more creditable will be recorded than the unequalled vigor with which you have dealt with the important questions before you. By your constant devotion to public affairs you have been enabled, in the briefest session ever held by the Legislature of this Colony, to enact measures which, if dealt with in the ordinary manner, would have occupied the Legislature for many weeks.

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

I thank you for the supplies with which you have provided for the public service. The loan which you have authorized to consolidate the floating debt, and to provide for the completion of certain public works, will effect a saving of interest upon the present debt, and enable the construction of needed works to be proceeded with.

*Mr. President and Honorable Gentlemen of the Legislative Council :*

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

The measures for the greater secrecy of the Telegraph service; for the exchange of new De-

bentures in place of those lost and destroyed, and for the creation of a Public Park upon the banks of Quidi Vidi Lake, are all commendable, and fraught with promises of good. The power given by them to the Government will be wisely used for the public advantage.

Governor's  
Speech—  
(Continued.)

The crop and fishery reports received to this date all indicate a prosperous year for the Colony. The construction of the Western Railway proceeds apace, and soon the people of the west will be connected by bands of steel as well as by the ties of blood and commerce with their fellow colonists on this side of their Island home. The future and more permanent employment of those who now so largely depend upon railway labor for their support is a problem deserving of your serious consideration and almost immediate action. After the completion of the railway to Port-aux-Basques, other employment will need to be provided, and this should be afforded in some manner which will permanently solve a problem which railway labor has aggravated rather than aided, by increasing instead of decreasing the number of persons dependent on temporary employment. I trust that when you next meet, the Government will have devised for your consideration some measure calculated to result in permanent homes and permanent employment for large numbers of the people of this colony, along the western line of railway, and at the same time to aid in the development of the country's internal resources, and the utilization of the railway system. The consolidation of existing railways under one management is essential to the success of any such project, and will engage the earnest attention of the Government. The con-

Governor's  
Speech—

(Continued).

struction of light-houses, the promotion of fish culture, the matter of a proper survey of Labrador, and other kindred questions, are all of vast importance to our fishermen, and will receive the Government's earnest care and attention, the result of which will doubtless be made known to you when you next meet; and when, in the ordinary course, it may be expected that another will preside over the destinies of this colony, in the prosperity of which I shall ever take a lively interest.

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

*Governor.*

Prorogation.

The Hon. the President of the Council then said:—It is His Excellency the Governor's will and pleasure that this General Assembly be prorogued until THURSDAY the SIXTH day of SEPTEMBER next, then and here to be holden; and this General Assembly stands prorogued accordingly.

HUGH H. CARTER,

*Acting Clerk of the Legislative Council.*

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