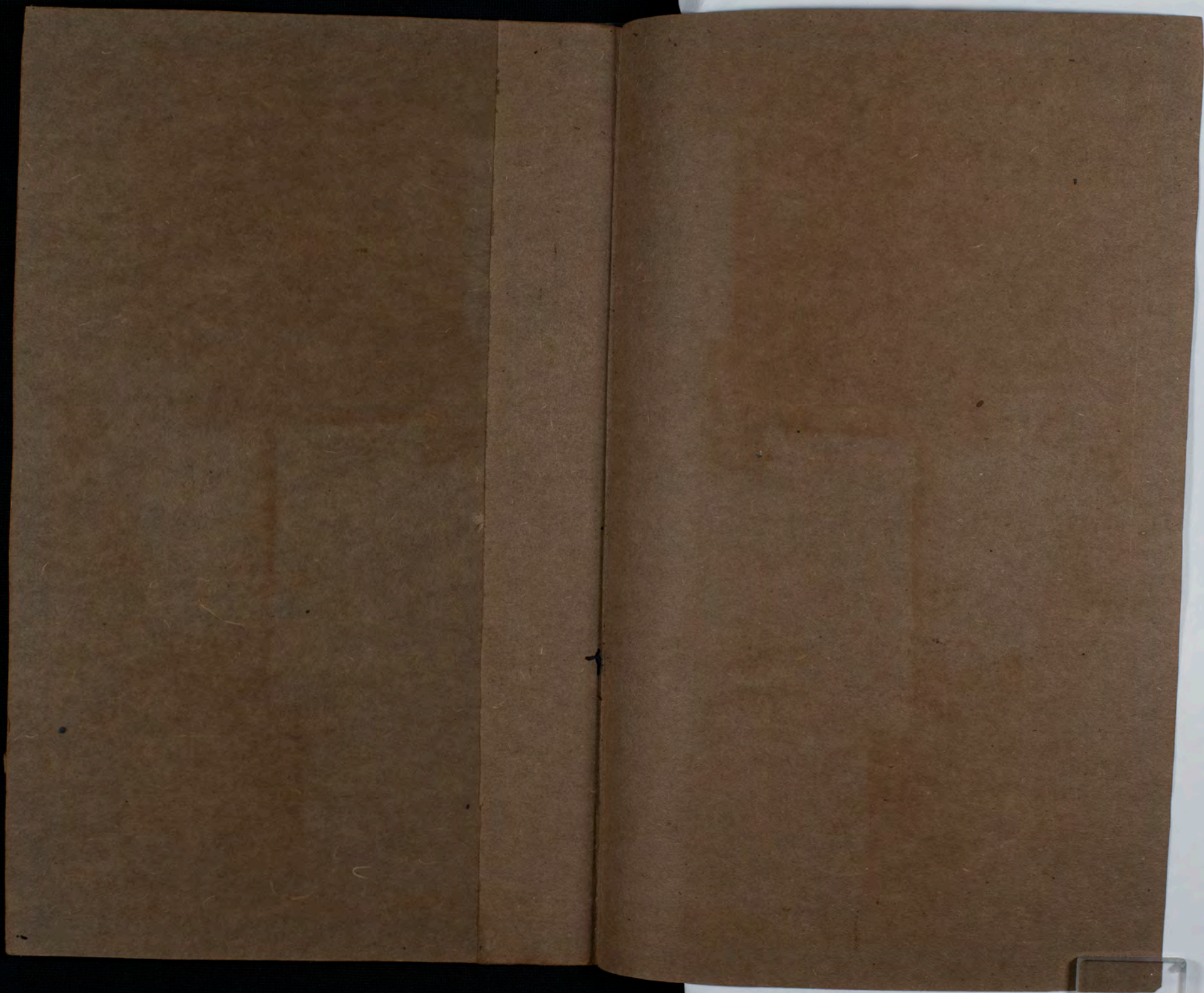


N. W. Council Minutes.
From 13th Sept. 1809
To 6th Dec. 1811.

Brittle



of the Council this 13th September

Present

- Mr Thomas John Collyer Esq^r President.
- Mr Walter Hayward Esq^r
- Mr John Coltham Esq^r
- Mr James Daniel Esq^r
- Mr James Walker Esq^r

...the following
Report and Proposal for the erection of a
Building.

The Committee of the Council are appointed to receive Proposals for the erection of an Office, beg leave to state to the Board that they have received the Proposal submitted from Mr J. Williams and that upon requiring the execution of his Proposal he has undertaken to execute the same in the manner and manner proposed by him and that he will be paid by the Board for his services within twelve months.

Dated the 13th September 1809.

Williams & Sugden are appointed to complete a Justice Hall in the Parish of St. Andrew in the following manner from the Foundation to the first Floor to be built from the second Floor to the top of the East, West, & North sides of the South side of the Court. The Materials to be of the same kind and the Workmanship to be plain and

to erect
of the dimension
Secretary's Office,
or 30 inches thick
or 24 inches thick
22 inches thick
Stone. —
kind and the Work
at, or

wherever required.

The Floors and Plates and Stair case
Pine. The Roofing, Ceiling &c. of White
with Cypress, or Cedar Shingles.

All of which he will do, in
of the Committee, for the same
Poured Current &c. together
Buildings and
being on the spot

13th Sept 1809

Having in Private
to the Hon^{ble} President
gentle

Rep^y the
app^y
of

Council
13th Sept 1809

The Gentle
To His

This
ation the Prop
Huggins for
able to the Plea
that the same
the Committee
enter into a con
for that purpose
-urrence of you

Assembly Room
13th Sept 1809

The Gentlemen of the Assembly
To His Honor the President & Council
John Henry Clarke Esq a Member of
that House having obtained leave to vacate
his seat for the Parish of St. Thomas Loveland
we request His Honor the President to apply
to the Governor in Chief for a Writ to
elect a Member for the said Parish
in the room of Mr. Clarke. —

Wm. Huggins
Speaker
Assembly Room
13th Sept 1809

7 His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen

We concur with your House
that the Committee of both Houses be autho-
rized to enter into a contract with Mr. Huggins
for erecting the Public Buildings, and submit to you
the propriety of authorizing the Committee
to provide a convenient Place for the accommodation
of the Legislature in a safe Place, to remove
the Public Buildings till the new Buildings
are completed and to draw up the necessary
Instructions to be approved by the Legislature
in carrying the same into full effect
It will also be advisable to provide for paying
the expenses of the new Building and defray-
ing the other urgent expenses of the
State with

Council Chamber
13th Sept 1809
Wm. Huggins
Speaker

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen
Your House is adjourned to Friday
the 22nd instant

By command
M^{rs} Clarke Secy
Clerk of Council

Council Chamber
13th Septem^r 1809

At a Meeting of the Council this 22nd
day of September 1809

Present

- The Hon^{ble} Thomas John Cottle Esq^r President
- Hon^{ble} Walter Maynard Esq^r
- Hon^{ble} John Samuel Esq^r
- Hon^{ble} James Wickes Esq^r

For want of a further number to make a
Board no Business could be done

By Command
M^{rs} Clarke Secy
Clerk of Council

Council Chamber
22nd Sept^r 1809

At a meeting of the Council this 10th day of
October 1809

Present

- The Hon^{ble} Thomas John Cottle Esq^r President
- Hon^{ble} Walter Maynard Esq^r
- Hon^{ble} John Colman M^{rs} Esq^r
- Hon^{ble} Reverend Samuel Esq^r
- Hon^{ble} James Daniell Esq^r
- Hon^{ble} James Wickes Esq^r

Upon Motion made and recorded, Resolved

that the present interruption of the Trade and
Intercourse between His Majesty's Colonies
and the United States of America renders it
expedient that some measures should be
resorted to to remedy the inconveniences which
His Colony may experience for want of Provisions
and other Articles of necessity; and that as the
Act of the 28th of His present Majesty, intituled,
"An Act for regulating the Trade between the
Subjects of His Majesty's Colonies and Plantations
in North America, and the West India Islands
and the Countries belonging to the United
States of America and between His Majesty's
said Subjects and the Foreign Islands in the
West Indies", authorises the Commander in
Chief to afford such relief and supply.

Resolved, that His Honor the President be
requested to make application to His Honour
the Commander in Chief to extend the
benefit of the said Act to the Subjects of this
Colony for such time as to His Honour the
Commander in Chief shall seem meet.

His Majesty's Commission having issued for electing
a Member to serve in the Assembly for the 1st
Parish of Saint John, and being this day
returned; it appeared that William Garby
Laurence was appointed. He accordingly
attended the Board and by direction of His
Honor the President took all the Oaths prescri-
bed by Law, and subscribed the Test.

No further Business done for want of an
Assembly.

At a meeting of the Council this 13th day of November 1809.

Present

The Hon^{ble} Thomas John Cottle Esquire President
Hon^{ble} Walter Maynard Esq^r
Hon^{ble} John Colthoun Mills Esq^r
Hon^{ble} Rev^d Samuel Syors
Hon^{ble} James Wickes Esq^r

Samuel Lawrence this day attended the Board, and by direction of His Honor the President took all the Oaths prescribed by Law, and subscribed the Test as a Member of this Board.

The Gentlemen of the Assembly
To His Honor the President and Council

We herewith send you a Bill, intitled,
"An Act for granting an Aid unto His Majesty
"by certain Duties and Impositions on the
"Importation of certain Articles permitted by
"His Majesty's Royal Order in Council to be brought
"into His Majesty's Islands and Colonies in the
"West Indies in any Ships or Vessels belonging
"to the Subjects of any State in Amity with
"His Majesty", which hath passed this House.

Assembly Room } Wm. Higgins
13th November 1809. } Speaker.

Motion made by the Hon^{ble} James Wickes Esq^r and seconded by the Hon^{ble} and Reverend Samuel Syors, that the said Bill be read a first time, and it was read a first time accordingly.

Upon Motion made by the Hon^{ble} John Colthoun Mills Esq^r, and seconded by the Hon^{ble} and Reverend Samuel Syors, & it Resolved, that for the more ready and punctual dispatch of Public Business, that this Board, do meet at eleven O'Clock.

His Honor the President in Council,
To the Gentlemen of the Assembly.

Gentlemen,
Your House is adjourned to
Tuesday the twenty eighth instant.

By Command

Richard Rodbelt,

Council Chamber }
13th November 1809. } Pro. Clk of Council.

At a meeting of the Council this 20th of November 1809.

Present

The Hon^{ble} Thomas John Cottle Esq^r President
Hon^{ble} Walter Maynard Esq^r
Hon^{ble} John Colthoun Mills Esq^r
Hon^{ble} Rev^d Samuel Syors
Hon^{ble} James Daniell Esq^r
Hon^{ble} James Wickes Esq^r
Hon^{ble} Samuel Lawrence Esq^r

In want of an Assembly no business could be done.

At a meeting of the Council this 30th day of December 1809.

The Hon^{ble} Thomas John Cottle Esquire President
Hon^{ble} Walter Maynard Esq^r
Hon^{ble} John Colthoun Mills Esq^r
Hon^{ble} Rev^d Samuel Syors
Hon^{ble} James Daniell Esq^r
Hon^{ble} James Wickes Esq^r
Hon^{ble} Samuel Lawrence Esq^r

His Honor the President laid before the Board the following Letters.

Circular }
Sir } St. Christopher 23rd December 1809

I have the honor to enclose for the

information of the Legislature of the Island of
Nevis, the Copy of a Circular Letter received from
the Earl of Liverpool, who has been appointed Secre-
tary of State for the Colonial and War Department
in the room of the late Viscount Castlereagh, toge-
ther with a Copy of Mr. Farkener's Letter to Mr. Cooke
referred to therein, respecting the Duties to be levied
on Fish imported in Neutrals and on Neutral
Vessels. —

I have the honor to be

Sir
your most obedient
humble Servant

To the Honorable

M^r. Julius

Thomas J. Cooke Esquire

President of His Majesty's Council &c. &c.
Nevis. —

Copy

Office of Committee of Privy Council
for Trade. —

Whitehall 23^d October 1809. —

Sir

It appearing that Doubts have been enter-
tained in some of His Majesty's Islands in the West
Indies respecting the appropriation of the Duties to
be levied on Fish imported by Neutrals and on
Neutral Vessels importing certain Articles, I am
directed by the Lords of the Committee of Council
for Trade to acquaint you for the information of
the Earl of Liverpool, that their Lordships are of
opinion that it may be expedient that the said
Governors of the said Islands should each be inform-
ed, that there has been no intention of recommend-
ing any deviation in this respect from the general
Instructions Viz^t. — That these Duties should be reserv-
ed for Public purposes and Services of the Colony
and the support of the Government thereof. —

I am &c. &c.

C. Cooke Esquire

(Signed) W. Farkener

Copy
Circular.

Downing Street

2nd November 1809.

Sir

Herewith transmit for your informati-
on and guidance the Copy of a Letter from Mr.
Farkener to Mr. Cooke dated 23^d ultimo in order
to obviate any Doubts which may have been en-
tertained respecting the appropriation of the Duties
to be levied on Fish imported in Neutrals and on
Neutral Vessels importing certain Articles under
the Provision of His Majesty's Order in Council of
the 12th of April last. —

I have the honor to be

Sir
your most obedient
humble Servant

To

The Officers administering
the Government of the
Leeward Islands. —

(Signed) Liverpool

His Honor the President and Council

To the Gentlemen of the Assembly.

Gentlemen,

We herewith send you a Letter from
His Honor the Commander in Chief upon the
Subject of the Order in Council of the twelfth
of April last. —

Your Obedient Servant

J^r. Burke Jun^r.

8th of Council

Council Chamber

30th December 1809

The Gentlemen of the Assembly
To His Honor the President & Council. —

We herewith send you a Bill intitled "An
Act for granting an Aid unto His Majesty by
certain Duties & Impositions on the Importation
of certain Articles permitted by His Majesty's
Royal Order in Council to be brought into His

Majesty's Islands & Colonies in the West Indies
in any Ships or Vessels belonging to the Subjects
of any State in Amity with His Majesty which
has passed this House.

Assembly Room
30th Decem^r 1809

Wm. Higgins
Speaker

Motion made by the Hon^{ble} James Wecker Esq^{re}
and seconded by the Hon^{ble} James Daniell Esq^{re}
that the said Bill be read a first time, and it
was read a first time accordingly.

Motion made by the Hon^{ble} John Colthour
Mills Esq^{re} and seconded by the Hon^{ble} James
Wecker Esq^{re} that the said Bill be read a second
time, and it was read a second time

Motion made by the Hon^{ble} James Wecker
Esq^{re} and seconded by the Hon^{ble} Rev^d Samuel
Lyons that the said Bill be read a third time,
and it was read a third time

His Honor the President then put to vote whe-
ther the said Bill should pass into a Law, and
it passed the Board accordingly.

The Gentlemen of the Assembly
To His Honor the President and Council
We request His Honor the President will
apply to His Honor the Commander in Chief
for a Writ to elect a Representative for the
Parish of Saint Thomas in the room of Samuel
Laurence Esq^{re}, a late Member of this House.

Assembly Room
30th Decem^r 1809

Wm. Higgins
Speaker

His Honor the President and Council
To the Gentlemen of the Assembly.

Gentlemen
This Board has passed the Tonnage

Act, and His Honor the President will apply
to His Honor the Commander in Chief for a
new Writ for a Member for Loveland.

By Command
Council Chamber
30th Decem^r 1809
Jm^o Burke Jun^r
Clk of Council

His Honor the President and Council
To the Gentlemen of the Assembly.
Gentlemen,

Your House is adjourned.

By Command
Council Chamber
30th Decem^r 1809
Jm^o Burke Jun^r
Clk of Council

At a meeting of the Council this ninth day
of January 1810.

Present

The Hon^{ble} Morris John Cottle Esq^{re} President
Hon^{ble} Walter Maynard Esq^{re}
Hon^{ble} John Colthour Mills Esq^{re}
Hon^{ble} Rev^d Samuel Lyons
Hon^{ble} James Daniell Esq^{re}
Hon^{ble} James Wecker Esq^{re}
Hon^{ble} Samuel Laurence Esq^{re}

His Honor the President laid before the Board the
following letter.

S^t: Christopher 11th January 1810

Sir,
I had yesterday the honor to receive your
Letter of the 1st instant, transmitting a Writ for
the election of a new Member for the Parish of S^t:
Thomas Loveland, which I now beg leave to return
to you with my signature and the Crown seal affixed.

The Island of Nevis will be included in the
Proclamation which it will be necessary to issue
for extending the Period allowed for the importation
of Foreign Articles in British Vessels from Islands

in Amity with Great Britain. —

I consider that the Proclamation which I had the honor to transmit to you on the 10th September last "directing all Person holding Offices within the several Island Government to continue in the execution of their respective Offices until further order" empowered me to continue to act as ordinary of the Island of St. John. But if you will have a Representation drawn out and forwarded to me I shall immediately affix to it my signature and seal. —

Permit me to beg the favor of your again applying to Mr. Wether relative to the debt due by Mr. Hamilton to the Crown for Provisions condemned by Survey, in order to enable me to write to the Technical Council Board thereon. —

I have the honor to be with esteem

Yours most obedient
humble Servant

To the Honorable Jr. Julius

Thomas J. Cottle Esquire
President of His Majesty's Council
St. John

His Honor the President and Council
To the Gentlemen of the Assembly

Gentlemen We herewith send you a Letter from His Honor the Commander in Chief forwarding a Writ for Embarked Passes, and giving notice that a Proclamation for admitting Foreign Articles from Islands in Amity with Great Britain into this + + Island in British Vessels shall be issued at the same time with that for Saint Christopher. —

By Command

Council Chamber
9th Jan^y. 1810. —

Jr. Bourke Junr.
Clerk of Council

The Gentlemen of the Assembly to His Honor the President and Council. —

We herewith send you a Letter from His Honor the Commander in Chief to the Speaker of this House assigning his Reasons for not passing the last Tonnage Act. And as His Honor was pleased to add, that if the Council and Assembly thought proper to pass another Act for twelve Months he would immediately give his assent, We have prepared, and passed an Act to that effect for twelve Months agreeable to the Royal Instructions, which we herewith send you for the concurrence of your Board. —

Assembly Room
9th January 1810

Wm. Higgins
Speaker

St. Christopher 11th Jan^y 1810

I had the honor yesterday to receive your Letter of the 30th ultimo transmitting a Bill intituled "An Act for granting an Aid unto His Majesty by certain Duties and Impositions on the importation of certain Articles permitted by His Majesty's Royal Order in Council to be brought into His Majesty's Islands and Colonies in the West Indies in any Ships or Vessels belonging to the Subjects of any State in Amity with His Majesty" for my approbation and assent: And to which I should readily have affixed my signature and the great seal, but it is contrary to the Royal Instructions, to pass any Bill laying Duties of Tonnage for a less Period than Twelve Months. Therefore we do not think proper, if the Council and Assembly think proper to pass it for twelve Months, shall immediately give my assent to it. —

I have the honor to be

Yours most obedient

To the Honorable Jr. Julius
William Higgins
Speaker of the House of Assembly
St. John

Motion made by the Hon^{ble} John Colhoun Mills Esq^r and seconded by the Hon^{ble} & Rev^d Samuel Lyons that the said Bill be read a first time, and it was read a first time accordingly.

Motion made by the Honorable and Rev^d Samuel Lyons and seconded by the Honorable James Daniell Esq^r that the said Bill be read a second time, and it was read a second time accordingly.

Motion made by the Honorable John Colhoun Mills Esq^r and seconded by the Honorable and Rev^d Samuel Lyons that the said Bill be read a third time, and it was read a third time accordingly.

His Honor the President then put to vote whether the said Bill should pass into a Law, and it passed the Board accordingly.

His Honor the President in Council,
To the Gentlemen of the Assembly
Gentlemen
Your House was adjourned to Monday
the 15th instant.

By Command
Council Chamber
9th January 1810. }
J. Burke Jun^r
Clk of Council

At a meeting of the Council this fifteenth day of January 1810.

Present
The Hon^{ble} Thomas John Cottle Esq^r President
Hon^{ble} Walter Maynard Esq^r
Hon^{ble} John Colhoun Mills Esq^r
Hon^{ble} & Rev^d Samuel Lyons
Hon^{ble} James Daniell Esq^r
Hon^{ble} James Wecker Esq^r
Hon^{ble} Samuel Lawrence Esq^r

His Honor the President laid before the Board
the

... from the Commanders
in Chief. -
Christopher 15th January 1810.

I have the honor to enclose to you my
Acclamation to continue the Crisis open for
three months longer which has generally been
approved by the Board of the Government.

I have the honor to be with esteem,
your most obedient
servant
Thomas J. Cottle Esq^r
President of the Board of the Government

His Honor the President in Council,
To the Gentlemen of the Assembly
Gentlemen,
Your House was adjourned to
Wednesday the 24th instant.

By Command
Council Chamber
15th Jan^y 1810. }
J. Burke Jun^r
Clk of Council

At a meeting of the Council this fifteenth day of January 1810.

At a meeting of the Council the 27th January 1810. — Present

- The Hon^{ble} Thomas John Cottle Esq^r President
- Hon^{ble} Walter Maynard Esq^r
- Hon^{ble} John Coltham M.D. Esq^r
- Hon^{ble} Alex^r Samuel Esq^r
- Hon^{ble} James Donnell Esq^r
- Hon^{ble} Samuel Lawrence Esq^r

The Hon^{ble} the President said before that the following address —

Christophen's 22 Jan 7 1810

Sir, I beg to acknowledge the Receipt of your letter of the 15th instant, with its enclosure. And I have now the honor to forward to you the Copy of a letter which I received by the Mail from one of the Secretaries of the Treasury addressed to the Lieutenant Governor of Nevis, and I beg to hear from you relative to the same, as therein alluded to.

I shall be honor to be with interest

Your most Obedient
servant
Wm. J. J. J.

To the Honorable
Thomas J. Cottle Esquire
President of His Majesty's Council
St. John's Nevis

Copy
Treasury Chambers
St. John's 1809.

Sir,
In appearing to the Lords Commissioners of His Majesty's Treasury from several Reports of the Commissioners of Customs that there are at present three Writors vacant in the different Ports in the Island of Nevis. I am commanded by their Lordships to desire that you will without delay select proper Persons to fill the said

Office and that you transmit the names of the several Persons nominated to the said Office to the said Lordships that their Lordships may be enabled to confirm their appointment with a mandate.

I have the honor to be
Dear Sir,
Your Obedient Servant
Wm. J. J. J.

To the Lieutenant Governor of Nevis.

In want of an Assembly no further business could be done, and the Council was bound to adjourn the 27th instant.

At a meeting of the Council the 27th day of January 1810. — Present

- The Hon^{ble} Thomas J. Cottle Esq^r President
- Hon^{ble} Walter Maynard Esq^r
- Hon^{ble} John Coltham M.D. Esq^r
- Hon^{ble} Alex^r Samuel Esq^r
- Hon^{ble} James Donnell Esq^r
- Hon^{ble} James Meeker Esq^r
- Hon^{ble} Samuel Lawrence Esq^r

The Gentlemen of the Assembly
To His Majesty the President & Council

We herewith send you certain Resolutions entered into by this House, with the votes in support thereof, for the consideration of your Board.

Assembly Room
27th Jan 7 1810

Charles Town Nevis. Resolved by His Majesty's Council
Resolved. That it is the Opinion of this House that the

Conduct of Edward Muggins & Co. in the
the 23 of this month in respect of the
in several of his Negroes in the Public Market
Place of this Town was both cruel and illegal
and that particularly in that he gave 248
and 201 lashes respectively to the guilt of an
Act of Insulting altogether unparliamentary
in this Island. That this House do hold such
conduct in the utmost abhorrence and
detestation, which Sentiments perfectly accord
with the Feelings of the Community in
general.

That this House do charge the Law to
make the aforesaid investigation into the
conduct of the said Muggins & Co. to be
so injurious to the fair Character of the Repre-
sentative, and is destructive of the best interests
of the West India Colonies.

Resolved, That the above Resolutions with the
evidence taken in support thereof be printed,
and a copy be transmitted to England and
circulated through all the Islands.

Resolved, That a copy of the foregoing Resolutions
with the evidence taken in support thereof be
sent to the Council for their consideration.

Examination of Mr. Burke Junr. Junr. upon oath
before the House of Assembly this 31. Jan. 1810.

Saith, That on Sunday the 30th Jan. he was stand-
ing in the street opposite Mr. Green's where Mr.
Muggins & Co. Misters Edw. & P. T. Muggins with
a number of Negroes that before he quitted he heard
the said Muggins in the Public Market that he
walked into D. Crope's & sat down that Mr. St-
continued to flog a Negro Man named Yellow
Lucashey for he has heard with respect to the number of
the Negro for about 15 Minutes with 2 Drivers that
as the Negro appeared most severely flogged he

was induced to believe that the lashes given the other
being under an impression that the Public would
pick up the business. That he heard Mr. Abbott
declare that the Negroes had 263 lashes - That
Muggins gave another 115, another
another 47, another 165, another 243, another
another 181, another 89, another 107, 110 man
Mr. another 21, another 47, another 32, another
227, another 29, another 49, another 28, another 29
another 27, another 17, another 17, another 29, another 29
291 appearing young & most cruelly flogged. All
the Negroes were floged by the said Muggins
& Co. Misters Junr. Mr. O. Muggins was present
at the time, and that Peter Butler was present
- some of the Negroes were whipped, and
then another received 242 that he was
the water was sent for by Mr. Edw. Muggins
that Mr. Keepe, Mr. Jos. Richd. M. Crope,
Mr. Conis, & Mr. P. Butler during a part of the
time, Mr. Jos. Lawrence was present
Jr. Burke Junr.

Examination of D. Crope upon oath
Saith, That he was present when the Negroes were
floged, and when Mr. Burke took an account of
the number of lashes given them and that the
within examination of Mr. Burke is the truth,
and nothing but the Truth

Andrew Moore Crope

Examination of Peter Butler

Saith, That he was present part of the time when
Mr. Edw. Muggins were was whipping his Negroes
that he heard Mr. John Burke deliberately count
the number of lashes given them, and that he
believes what Mr. Burke has declared in his
examination to be just and true.

Peter Butler

Examination of William Keefe.

Saith, That on the 23^d instant he was going down in Town when he saw a large number of Negroes headed by Mr. Edward Huggins, and another Mr. Huggins, and a third Mr. Huggins, and he went up and asked Mr. Huggins, and inquired what the matter was, and the Examinant that the Negroes were acting improperly, for which they were to be flogged. That after the Negroes were arranged in order according to a List as he believes given by Mr. Huggins to his father, commenced flogging a yellow complexioned Negro whose name he has heard is Drashley. That looked on until the Negro received about 200 lashes, about that time he saw Mr. Keefe with a stick and go to strike the Negro. The Examinant went to Doctor Croft's also.

That the first offense appeared to receive a very severe flogging which induced Mr. Keefe to count the number of lashes given the other Negroes. That Mr. Keefe's Examination in all other respects he thinks and believes is very accurate. — Mr. Keefe

Examination of Joseph Lawrence.

Saith, That he was present on the 23^d instant when Mr. Huggins was flogging his Negroes in the Market Place, and that the number of lashes given the Negroes by two Drivers as stated in the Examination of Mr. Keefe is just and true.

That he saw one of the Negroes after he was whipped severely, wrap'd the tail of his trousers and drink it.

Joseph Lawrence

Examination of George Abbott

Saith, That on the 23^d instant he counted 365 Lashes, and that a Negro Woman pass'd

his House and said he would die. This Examinant then asked if they were all given to one Person, and she said yes. That this Examinant then went down in Town, and saw a yellow Negro in the Market Place who appeared severely whipped.

Geo. Abbott.

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen

This Board has considered the Resolutions of your House and the Evidence taken respecting the conduct of Mr. Edward Huggins Senior, and adopt the Sentiments of your House in respect to the Acts of Cruelty stated by such Evidence to have been committed: and this Board is of Opinion that every legal measure should be taken to bring the Party to Trial. — But this Board is also of Opinion that as the Party charged must be tried by another, the Publication of any Evidence previous to such Trial should be avoided.

By Command

Jr. Burke Junr.
Clk of Council

Council Chamber
31st January 1810

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen

Your House is adjourned to Thursday
the eighth of February.

Council Chamber
31st January 1810.

By Command
Jr. Burke Junr.
Clk of Council

At a Meeting of the Council this 8th day of January
1810.

Present

The Hon^{ble} Thomas John Cottle Esq^{re} President
Hon^{ble} John Coltham Esq^{re}
Hon^{ble} Geord Samuel Syms
Hon^{ble} James Daniell Esq^{re}
Hon^{ble} James Necker Esq^{re}
Hon^{ble} Samuel Laurence Esq^{re}

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen,

Your House was journeyed to
Thursday the 23rd instant.

By Command

Council Chamber
8th Feb^r 1810.

Jⁿ Burke Jun^r
Clk of Council

At a Meeting of the Council this 23rd day of
January 1810. Present

The Hon^{ble} Thomas John Cottle Esq^{re} President
Hon^{ble} Geord Samuel Syms
Hon^{ble} James Necker Esq^{re}
Hon^{ble} Samuel Laurence Esq^{re}

In want of another Member to form
no business could be done.

At a meeting of the Council this 15th day of March
1810.

Present

The Hon^{ble} Thomas John Cottle Esq^{re} President
Hon^{ble} Walter Maynard Esq^{re}
Hon^{ble} Geord Samuel Syms
Hon^{ble} James Daniell Esq^{re}
Hon^{ble} James Necker Esq^{re}
Hon^{ble} Samuel Laurence Esq^{re}

The Deputy Secretary laid before the Board the
following Letter.

Round Hill 27th Feb^r 1810.

Sir,
John Peterson Esq^{re} has this day laid before
me, a Commission from the Commander in
Chief appointing him Cap^t Gurner of Fort
Charles with rank from the date of his former
Commission: he has taken the Oath & is ready to
subscribe the Test, you will therefore permit him
to do so in the Book kept for that purpose & lay
this Note before the Council at their next meeting

I have the Honor to be

Sir

your very Abl^l Ser^{vt}

To
John Burke Esq^{re}

T. J. Cottle

Deputy Secretary

His Honor the President then laid before the
Board the following Letter, &c.

Comtee Gaudaloupe

1st March 1810.

Sir,
I have the honor to acquaint you for the infor-
-mation of the Planters and Merchants of the
Island under your Honor's Government, that
the convoys for the present year will be arranged
to sail from Nevis as follows; on which days I
shall cause a Ship of War to call for the purpose
of conveying the Trade to the general Rendezvous

April 16th

June 16th

July 26th

October 16th

I have the honor to be

Sir
your most Obedient
humble Servant
Alex^r Cochrane
To His Honor the
President
Nevis.

Nevis Fort Charles 27th Feb^r 1810. —

Sir,
Upon my formally recentering on the discharge
of the duties of Commander of the Fort, I beg leave to
trouble you with a return of the Ordnance and Public
Stores of War so therein to the 1st Instant since which
period nothing material has occurred. —

And while I avail of this opportunity to represent
that the Fort is not only in want of an Union Flag,
but of other Flags and Pendants for the purpose of
making and answering the private signals esta-
-blish'd by the Admiral between the Island and
His Majesty's Ships Stationed in these Seas, essentially
necessary for ascertaining whether any Force that may
have in sight be Friend or foe, and thereby quieting
the Minds of the Inhabitants upon extraordinary
occasions, permit me at the same time to state that
I will engage to keep the Fort constantly supplied with
proper Flags and Cartridge Paper, and by that means
prevent the frequent applications and unavoidable
delays which sometimes happen, and also to save
any Charge to the Country for any of those Articles
upon being allowed out of the accruing duties on
the Tonnage of Vessels, three hundred Pounds weight
of the Gun Powder annually. —

I have the Honor to be

Sir,
your most Obed^t humble Serv^t
J^r Peterson. Captain
and Master Gunner.
To His Honour
The President.

Return of Ordnance Ammunition and Stores of
War in Fort Charles 1st February 1810. —

Iron Ordnance	Side Arms
2 Long light 9 Pounds	4 Copper Ladles
2 Short heavy 8 ^o —	3 Mad Hooks
8 Long light 12 Pounds	6 Rammer with Staves
1 Short heavy 8 ^o —	5 spare rammer heads
3 Long heavy 18 Pounds	2 spare spurge heads
1 Long heavy 24 Pounds	3 priming Horn
	9 Handspikes.

N^o 2 of the Long heavy 18 Pounds are dismounted;
and the Carriages of all the rest, except four reserved to
the 12 Pounds are almost totally disabled.

^{Wt}
2542 weight of Gun Powder in half Barrels, Cartridges
filled, the Guns loaded &c. —

80 nine Pound	} Round Shot
80 1/2 twelve Pound	
40 eighteen Pound	
1 twenty four Pound	
14 Muskets	
14 Packets ball Cartridges for the Muskets	
8 1/2 Quires Cartridge Paper	
4 Tonnage for Cartridges	
1 Old Flag, in rags	
1 0 ^o Standards, new	

and In the Store Room

Some side Bores and other Articles belonging to the
Nevis Militia Company of Artillery. —

6 Muskets at £6.12^s 6^d worth salary each
N^o 1. One of them sick. —

Fort Charles 27th Feb^r 1810. —

J^r Peterson. Captain,
and Master Gunner.

His Honor the President and Council
To the Gentlemen of the Assembly.
Gentlemen,

Frequent Complaints having been
communicated to this Board of the inefficient state
of the Gaol, and the impossibility of giving effect to the
Police Laws of the Colony; and this Board being
fully impressed with the danger and discredit

which are likely to arise from a further neglect of this essential part of the Public Buildings, earnestly recommends it to your House to appoint a Committee to meet the Honorable John Colhoun Mills and James Neekes Esquires, a Committee of this Board, for the purpose of considering and reporting the best and most speedy Means of remedying the Evil.

By Command

Jr. Burke Junr.
Clk of Council.

Council Chamber }
15th March 1810. —

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen,

We herewith send you a Letter from Rear Admiral Sir Alexander Cochrane giving Notice of the Appointment of the Comvoys for the present year. — We also send you a Letter from the Captain Gunner of Fort Charles enclosing a State of the Fort, and containing a Proposal for supplying the Fort with Flax and Cartridge Paper for your Consideration. —

By Command

Jr. Burke Junr.
Clk of Council

Council Chamber }
15th March 1810. —

The Gentlemen of the Assembly
To His Honor the President and Council. —

This House having Unanimously resolved, that application be made to Clement Caines Esq^r Kings Counsel at St. Christopher's to defend Mr. Hoove, the Printer of the St. Christopher Gazette & against the Prosecution at present depending against him for Publishing the Resolutions of this House on the 31st day of January last, and to act as an Auxiliary with Mr. Neekes in the Prosecution against Mr. Huggins in Nevis, and that a Deputation of two Members from this House be sent down with a retaining Fee for that purpose. — We have therefore

appointed Josiah W. Maynard and Mr. Laurence Esquires to join such Member from your Board as you may think proper. —

J. Tobin. Speaker pro tempore.

Assembly Room }
March 15th 1810. —

The Gentlemen of the Assembly
To His Honor the President and Council. —
We have appointed Mr. Brown Junr., Peter Thomas Huggins and William Garvey Laurence Esquires, a Committee from this House to join the Honorable John C. Mills and James Neekes Esquires from your Board for the purpose of inspecting the State of the Gaol and considering and reporting the same.

J. Tobin Speaker pro tempore

Assembly Room }
15th March 1810. —

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen,

This Board considers a Deputation of the Legislature for the purpose of seeing Counsel in any case unprecedented, and derogatory to its Dignity: — but are ready to concur in the Propriety of retaining Counsel to support the Resolutions of your House. —

By Command

Jr. Burke Junr.
Clk of Council

Council Chamber }
15th March 1810. —

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen, your House is adjourned. —

By Command

Jr. Burke Junr.
Clk of Council

Council Chamber }
15th March 1810. —

At a Meeting of the Council this 19th day of April 1810. -

Present

The Hon^{ble} Samuel Lyons. -

At a meeting of the Council this 3rd May 1810. -

Present

The Hon^{ble} Thomas John Bottle Esquire President.

Hon^{ble} Rev^d Samuel Lyons

Hon^{ble} James Daniell Esquire

Hon^{ble} James Neekes Esquire

Hon^{ble} Samuel Lawrence Esquire

His Honor the President laid before the Board the following Letters, Order in Council and Proclamation &c. -

Circular.

S^t. Christopher 13th April 1810.

Sir,

I have the honor to enclose a printed Copy of His Majesty's Order in Council of the 7th of February last, for the information of the Council and Assembly of the Island of Nevis. -

And I have the Honor to be with Esteem

Sir your most Obedient humble Servant

Jⁿ. Julius

To the Honorable Thomas J. Bottle Esquire President of His Majesty's Council &c. &c. &c.

At the Court at the Queen's Palace, 7th February 1810.

Present

The King's most Excellent Majesty in Council

Whereas by an Act made and passed in the forty sixth year of His Majesty's Reign, intituled "An Act for authorizing His Majesty in Council to allow, during the present War, and for six Months after the Ratification of a Definitive Treaty of Peace, the importation and exportation of certain Goods and Commodities in Neutral Ships

into, and from His Majesty's Territories in the West Indies and Continent of South America; it is enacted, that from and after the passing of the said Act, it shall and may be lawful for His Majesty, His Heirs and Successors, by and with the Advice of His and their Privy Council to permit or to authorize the Governours of the said Islands and Territories, in such manner, and under such Restrictions, as to His Majesty, regard with the Advice of His Privy Council, shall seem fit to permit, when the Necessity of the Case shall appear to His Majesty, with the Advice of His Privy Council, to require it, from time to time during the present War, and for six Months after the Ratification of a definitive Treaty of Peace, the Importation into, and Exportation from, any Island in the West Indies (in which Description the Bahama Islands and the Bermuda or former Islands are included), or any Lands or Territories on the Continent of South America, His Majesty, belonging, of any such Articles, Goods and Commodities, shall be mentioned in such Order of His Majesty in Council, in any Ships or Vessels belonging to the Subjects of any State in Amity with His Majesty, in such manner as His Majesty, His Heirs and Successors, by and with the Advice aforesaid, shall direct; whereupon certain Orders of Council were made on the twelfth day of April, one thousand eight hundred and nine; the fiftenth day of August one thousand eight hundred and nine; and the tenth day of January one thousand eight hundred and ten; which Orders were made to continue in force for a limited time: And whereas it appears at present to be necessary to permit for a further limited time, subject to be sooner terminated, varied or altered, as is herein after provided, the Importation into, and Exportation from the Islands and Territories of His Majesty in the West Indies (including the Bahama Islands and the Bermuda or former Islands), and the Lands and Territories on the Continent of South America, to His Majesty, belonging, of certain Articles, Goods and Commodities herein after mentioned, in Ships or Vessels belonging to the Subjects of any State in Amity with His Majesty; His Majesty, His Heirs and Successors, by and with the Advice of His Privy Council, to order, and it is hereby ordered, that the said

Three Orders of Council, made on the twelfth of April, one thousand eight hundred and nine; the first on the sixteenth day of August one thousand eight hundred and nine, and the tenth day of January, one thousand eight hundred and ten, shall continue and be in force until the first day of December, one thousand eight hundred and ten; and that from and after the first day of December, one thousand eight hundred and ten, it shall be lawful for the Governor or Lieutenant Governor of any of His Majesty's Islands in the West Indies (in which description the Bahama Islands in the Bermuda or some Islands are included) and of any Lands or Territories on the Continent of North America, to His Majesty belonging, to permit, until the first day of December one thousand eight hundred and eleven, subject to be sooner terminated, varied or altered, as hereinafter provided, in Ships or Vessels belonging to the Subjects of any State in Amity with His Majesty, the Importation into the said Islands Lands, and Territories respectively, of Slaves and Lumber, Horses, Mules, Asses, Neat Cattle, Sheep, Hogs and every species of Live Stock and Live Poultry, and also of every kind of Provisions whatsoever (Beef, Pork, and Butter excepted); and also the Exportation from the said Islands, Lands and Territories respectively, into which such Importation as aforesaid shall be made, of Rum and Molasses, and of any other Goods and Commodities whatsoever, except Sugar, Indigo, Cotton Wool, Coffee, and Cocoa: Provided always, that such Articles so to be Imported, except Slaves and Lumber, shall be of the Growth or Produce of the Country to which the Ship or Vessel importing the same shall belong, and that Slaves and Lumber shall be imported from the Country to which the Ship or Vessel importing the same shall belong: - Provided also, that such Ships or Vessels shall duly enter into, report, and deliver their respective cargoes and reload at such Ports only where regular Buoys and Houses shall have been established.

But it is His Majesty's Pleasure, nevertheless, and His Majesty with and by the advice of His Privy Council, is further pleased to order, and hath hereby ordered, that nothing herein before contained shall be construed to permit, after the said first day of December, one thousand eight hundred and

in the Importation of Slaves, Lumber, Horses, + Mules, Asses, Neat Cattle, Sheep, Hogs, Poultry, Live Fish, Live Provisions, or any kind of Provisions thatsoever as aforesaid, into any of the said Islands, Lands, or Territories, in which there shall not be at the time when such Articles shall be brought for Importation, the following Duties on such Articles, being of the Growth or Produce of the United States of America, namely: -

	Sterling Money
For every Quintal of dried or salted Cod, or any other Fish dried, or salted.	£ 2. 6
For every Barrel of cured or pickled Mackerel, Herring, Salmon, or any other Fish.	Duty
	Current Money of Jamaica
For Wheat Flour, per Barrel not weighing more than one hundred and ninety six Pounds Net Weight.	£ 1. 2 0. 6. 3
For Bread or Biscuit of Wheat Flour, or any other Grain, per Barrel, not weighing more than one hundred Pounds Net Weight.	0. 3. 4
For Bread, for every Pound, made from Wheat, or any other Grain whatsoever imported in Bags or other Packages than Barrels weighing as aforesaid.	2. 6
For Flour or Meal, made from Rye, Pease, Beans, Indian Corn, or other Grain than Wheat, per Barrel, not weighing more than one hundred and ninety six Pounds.	3. 4
For Pease, Beans, Rye, Indian Corn, Callivancee, or other Grain per Bushel.	0. 11. 0
For Rice, for every one hundred Pounds, Net Weight and so in proportion for a less, or larger Quantity.	0. 2. 4
For Shingles, called Boston Chips, not more than twelve Inches in Length, per thousand.	0. 3. 4
For Shingles, being more than twelve Inches in Length, per thousand.	0. 8
For every twelve hundred (commonly called one thousand) of Red Oak Staves.	1. 0. 0
For every twelve hundred (commonly called one thousand) of White Oak Staves and for every one thousand Pieces of Heading.	0. 15. 0

For every one thousand feet of white or yellow
 Pine Lumber of all Descriptions. } 0^o 11^o 00
 For every thousand feet of Pitch pine Lumber } 0^o 15^o 00
 For all other kinds of Wood or Timber, not before
 enumerated } 0^o 15^o 00
 For every one thousand Wood Hoops } 0^o 5^o 00
 And in proportion for a less or larger Quantity
 of all and every the Articles enumerated
 Horses, neat Cattle, or other live Stock - For
 every one hundred Pounds of the value
 thereof, at the Port or place of Importation. } 10^o 0^o 00

And His Majesty, by and with the Advice of his
 Privy Council, is further pleased to order, and it is
 hereby ordered, that notwithstanding any thing
 herein before contained, the said Permission and
 Authority to import and export shall cease and
 determine, or be varied and altered before the
 Expiration of the above mentioned Period of the
 first day of December, one thousand eight hundred
 and eleven, at the expiration of six Months after
 the Notification in the London Gazette of a
 Order of His Majesty, by and with the Advice of the
 Privy Council, for revoking, varying, or altering
 such Permission and Authority, or shall cease
 and determine at the Expiration of six Months
 after the Ratification of a Definitive Treaty of
 Peace. -

W. Farquhar. -

St. Christophers 14th April 1810.

Sir,
 I have the honor to acknowledge the receipt
 of your Letter of this day with its inclosure. -

I forwarded to you yesterday, inclosed in a
 Letter dated the 12th, my Proclamation for contin-
 uing the Ports open three Months longer, but lest
 it should not get safe to you, I now inclose a second
 Proclamation for that purpose. -

I have the Honor to be with Esteem
 Sir, your most Obedient
 humble Servant
 To the Honorable
 Thomas S. Cottle Esquire
 President of His Majesty's Council
 &c. &c. &c.
 Nevis.
 J^o Julius

Proclamation.

By the Honble John Julius, Esquire, Governour
 in Chief, for the time being, in and over
 all His Majesty's Seaward Caribbean Islands
 in America, Chancellor, Vice Admiral, and
 Ordinary of the same &c. &c. &c. -

Whereas, by my Proclamation bearing date the
 1st day of October last, I did by Virtue of the Power
 Me vested by a certain Act of Parliament passed
 in the 28th year of the Reign of His present Majesty,
 intituled "An Act for regulating of the Trade between
 His Majesty's Colonies and Plantations in North America, and in the West India
 Islands, and the Countries belonging to the United
 States of America, and between His Majesty's
 said Subjects and the Foreign Islands in the
 West Indies," authorize the Importation of Tobacco,
 Pitch, Tar, Turpentine, Hemp, Flax, Masts, Yards,
 Irons, Spikes, Staves, Heading, Boards, Timber, Shingles,
 and Lumber of any sort; Bread, Biscuit, Flour,
 Peas, Beans, Potatoes, Wheat, Rice, Oats, Barley, and
 Grains of any sort, into the Islands of Nevis from
 any Island in the West Indies, under the Dominion
 of any Foreign European Sovereign or State, in
 Amity with His Majesty, for the space of three
 Months from the date thereof; Provided such
 Goods and Commodities should be imported
 by British Subjects in British-built Vessels, and
 navigated according to Law. - And Whereas
 I did by my further Proclamation bearing date
 the 5th day of January 1810; continue the Permissi-
 on to import the Articles above mentioned,
 from any Foreign Neutral Island in the West
 Indies, into the said Island of Nevis for the term
 of three Months from the Date thereof. And
 Whereas it is still expedient to continue such
 Permission to import the Articles above mentioned,
 from any Foreign Neutral Island in the West
 Indies, into the said Island of Nevis for a further
 time, by reason of the continuation of the
 Interruption of Trade and Intercourse between
 the United States of America and His Majesty's

Colonies in the West Indies; and I have been advised and required by His Majesty's Council for the said Island so to do: Now therefore, by Virtue of the Powers in Me vested, by the aforesaid Act of Parliament passed in the 28th Year of the Reign of His present Majesty, I do hereby further Authorize the Importation of Tobacco, Pitch, Tar, Turpentine, Hemp, Flax, Masts, Yards, Ropes, Spits, Staves, Heading, Boards, Timber, Shingles and Lumber of any sort, Bread, Biscuit, Flour, Beans, Peas, Potatoes, Wheat, Rice, Oats, Barley, and Grain of any sort, into the said Island of St. John from any Island in the West Indies, under the Dominion of any Foreign European Sovereign or State in Amity with His Majesty for the Space of Three Months from the Date hereof, for the Supply of the said Island of St. John Provided such Goods and Commodities be imported by British Subjects in British-built Vessels, and navigated according to Law.

Given under my Hand and Seal at Antigua at Saint Christopher this sixth day of April 1810, and in the fiftieth year of His Majesty's Reign.

By His Honor's Command
P. Kelly
Secretary.

His Honor the President and Council
To the Gentlemen of the Assembly.
Gentlemen,

We herewith send you two Letters from His Honor the Commander in Chief, the one containing his Proclamation for continuing the Ports of this Island open from the 6th of April last for three Months, the other containing His Majesty's Order in Council of the 7th of February last continuing in force His Majesty's former Orders of the 13 April and 16 August 1809 and 10 January 1810 until 1st December 1810 and

permitting the Governor in the West Indies and South America to continue the same until the 1st December 1811 upon imposing a further Duty upon the various Articles therein specified after the said 1st day of December 1810. And I commend it to your Honor to consider the necessity of preparing a Bill for that purpose.

By Command
In: Burke Junr:
Clt of Council
May 1810.

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen,

Your House is adjourned to Thursday the 10th instant. —
By Command
In: Burke Junr:
Clt of Council
May 1810.

At a Meeting of the Council this 10th
day of May 1810
Present

The Honorable Thomas John Cottle Esq. President
The Honorable & Rev. Samuel Lyons
The Honorable James Meeks
The Honorable Samuel Lawrence Esquire

In want of another Member to make a
Quorum no business could be done

At a meeting of the Council this 16th day of May 1810.

Present

- The Hon^{ble} Thomas John Cottle Esq^{re} President
- Hon^{ble} Walter Maynard Esq^{re}
- Hon^{ble} John Colthurst Miles Esq^{re}
- Hon^{ble} P^{ro} Res^{ent} Samuel Lyons
- Hon^{ble} James Daniell Esq^{re}
- Hon^{ble} James Meeker Esq^{re}
- Hon^{ble} Samuel Laurence Esq^{re}

No business done.

His Honor the President in Council
To the Gentlemen of the Assembly.

Gentlemen,

Your House is adjourned to Thursday

the 24th instant.

By Command

J^{no} Burke Jun^r
Clerk of Council

Council Chamber
16th May 1810.

At a meeting of the Council this 24th May 1810.

Present

- The Hon^{ble} Thomas John Cottle Esq^{re} President
- Hon^{ble} Walter Maynard Esq^{re}
- Hon^{ble} P^{ro} Res^{ent} Samuel Lyons
- Hon^{ble} James Meeker Esq^{re}
- Hon^{ble} Samuel Laurence Esq^{re}

His Honor the President laid before the Board the following Letter from Vice Admiral Cochrane.

Circular

Seizure off Basseterre
Gaudaloupe 14th April 1810.

Sir

I have the honor to acquaint you for the information of the Planters and Merchants residing in the Island of Nevis under your Honor

Government, that convoys will be appointed to sail from Barbadoes to Halifax on the 1st June, 1st July, 1st August, 1st September, and 1st October; and for the General Convenience of the Trade, the Ships of War having charge thereof, will be directed to call (without Anchoring) off St. Pierre Martinique, & Roseau Dominica, off Basseterre Gaudaloupe, off St. John's Antigua, off Basseterre Roads St. Kitts and St. Thomas to take up any Vessels that may be assembled at either of those Places from the other Colonies or Islands; and it is to be understood that the Ships of War are to leave Barbadoes precisely on the days appointed.

Vessels bound to New Brunswick, or any other Port in Nova Scotia including the River Lawrence may take Advantage of sailing under the Protection of these Convoys.

I have the honor to be

Sir

Your most Obedient
humble Servant

Alex^r Cochrane

His Honor
The President
Nevis

For want of an Assembly no further business could be done.

At a Meeting of the Council this 30th May 1810

Present

- The Honorable Thomas John Cottle Esquire President
- The Honorable Walter Maynard
- The Honorable James Daniell
- The Honorable James Meeker
- The Honorable Samuel Laurence

Esquires

His Honor the President and Council
To the Gentlemen of the Assembly

Gentlemen,

We herewith send you a Letter

From Vice Admiral Sir Alexander Cochrane
appointing Comys for British America

Council Chamber }
30th May 1810 }
By Command
J. W. Ke Jun
Ck of Council

The Gentlemen of the Assembly
to His Honor the President and Council

We herewith send you a Bill Intituled "An
Act for granting an aid unto His Majesty by a Duty
"or Tax of three Shillings Current money per poll
"on the negroes, and other slaves, belonging to the
"Inhabitants of and the plantations in the Island of
"also the sum of Five Pounds Current Money on the
"Hundred Pounds on the yearly value of all Houses
"Ware Houses shops and Tenements in the several
"Towns of Charles-Town James-Town Indian Castle
"and new Castle and the other parts of the said Island
"not belonging to and in the actual employ of any
"Sugar Plantation for paying off and discharging
"the Debts against the Public and defraying the
"other Expences of the said Island" which hath
traced this House

Assembly Room }
30th May 1810 }

Motion made by the Honorable James Daniell
and seconded by the Honorable Walter Maynard
Esquire that the said Bill be read a first time
and it was read a first time accordingly

His Honor the President in Council
to the Gentlemen of the Assembly
Gentlemen,
Your Honor is adjourned till Three

30th May 1810 }
By Command
J. W. Ke Jun
Ck of Council

At a Meeting of the Council this 7th
day of June 1810 Present

The Honorable Walter Maynard Esq^r President
The Honorable John Colborn Mills Esq^r
The Hon^{ble} W^m Rev^d Samuel Lyons
The Honorable James Daniell Esq^r
The Honorable James Wickes Esq^r

Motion made by the Honorable John Colborn
Mills Esq^r and seconded by the Honorable James Daniell
Esq^r that a Bill Intituled "An Act for granting
"an aid unto His Majesty by a Duty or Tax of
"three shillings Current Money per poll on the
"negroes and other slaves belonging to the Inhabitants
"of and the Plantations in the Island of Nevis also
"the sum of Five Pounds Current Money on the
"Hundred Pounds on the yearly value of all Houses
"Ware Houses shops and Tenements in the several
"Towns of Charles-Town James-Town Indian Castle and
"new Castle and the other parts of the said Island
"not belonging to and in the actual employ of any
"Sugar Plantation for paying off and discharging
"the Debts against the Public and Defraying
"the other Expences of the said Island" be read a
Second time and it was read a second time
accordingly

Motion made by the honorable & Reverend Samuel
Lyons and seconded by the honorable John Colhoun
Mills Esq. that the said Bill be read a third
time and it was read a third time accordingly

His Honor the President then put to vote whether
the said Bill should pass into a Law and it passed
the Board accordingly

His Honor the President and Council
To the Gentlemen of the Assembly

Gentlemen

We herewith send you a Bill intituled
"An Act for granting an aid unto His Majesty of
"a Duty or Tax of three shillings Current money
"per poll on the negroes and other slaves belonging to
"the Inhabitants of and the Plantations in the Isle
"of St. Christopher the sum of Five Pounds Current money
"on the hundred pounds on the yearly value of all
"Houses Ware Houses Shops and Tenements in the
"several Towns of Charles Town James Town Indian
"Castle and New Castle and the other parts of the said
"Island not belonging to and in the actual employ of
"any sugar Plantation for paying off and discharging
"the Debts against the Public and defraying the other
"Expenses of the said Island which hath passed this
Board

Council Chamber
June 7th 1810

By Command
J. W. Mills Esq.
Clt. of Council

Witness the President in Council
To the Gentlemen of the Assembly
Gentlemen

Your House is

adjourned

Council Chamber
7th June 1810

By Command

J. W. Mills Esq.
Clt. of Council

At a meeting of the Council the second day
of July 1810. — Present

The Honorable Thomas John Biddle Esquire President
Honorable Walter Maynard Esquire
Honorable John Colhoun Mills Esquire
Honorable Peter Jefferys Esquire
Honorable and Rev. Samuel Lyons
Honorable James Daniell Esquire
Honorable James Meeker Esquire
Honorable Samuel Laurence Esquire

His Honor the President laid before the Board
the following Letter. —

Sir

St. Christopher's 16th June 1810.

I have the Honor to acknowledge the receipt
of your Letter of the 13th instant, enclosing five
Writs for the election of a new Assembly, which
I now return to you with my signature and
the Crown Seal affixed. —

I have the Honor to be with Esteem

To the

Honorable

Thomas John Biddle Esquire,
President of His Majesty's Council

&c. &c. &c.

Sir

your most obedient
humble servant

J. W. Mills
Clt. of Council

Now

His Majesty's Writs having issued for the
election of Members to serve in the Assembly
and being this day returned, it appeared

that

The following Gentlemen were duly elected.

William Higgins }
John Richardson } for the Parish of Saint Paul.
Finlay Nicholson }

William Lawrence Senr. }
William Lawrence Junr. } the Parish of Saint
William Bowyer Junr. } Thomas. —

Richard S. Hicks }
Edward Huggins Junr. } for the Parish of Saint
Peter J. Huggins } James. —

James Stanley }
Thomas Liburd } for the Parish of Saint
William W. Wilkes } George. —

Edward Pemberton }
William Pemberton } for the Parish of Saint
James Webb Jobin } John. —

All the above Gentlemen (except John Richardson Esquire) attended the Board and by direction of His Honor the President took all the Oaths prescribed by Law and subscribed the Test. —

Frederick Huggins and William Burke Esquires also attended and took the Oaths appointed by Law, and subscribed the Test, the former as Clerk of the Assembly, and the latter as Sergeant at Arms. —

His Honor the President desired them to withdraw and made choice of a Speaker, which they accordingly did, and made choice of William Higgins Esquire, and presented him at this Board. —

His Honor the President acquainted the Board that he had received a Letter from His Honor the Commander in Chief appointing the Honorable James Wecker Esquire to be Chief Justice of the Go Island. — W. Wecker there produced the

Commission under the Great Seal appointing him Chief Justice of His Majesty's Court of King's Bench and Common Pleas, whereupon he took all the Oaths prescribed by Law and subscribed the Test. —

The Gentlemen of the Assembly
To His Honor the President and Council.

We have appointed the following standing Committees to join such Members of your Board as you shall appoint. —

For Public Accounts
William Lawrence, John Richardson and
Finlay Nicholson Esqrs. —

For Ports and Fortifications
William Pemberton, William W. Wilkes
and Edward Huggins Esqrs. —

Assembly Room }
3rd July 1810. } Wm. Higgins

His Honor the President and Council
To the Gentlemen of the Assembly. —
Gentlemen,

We have appointed the Honorable John Colhoun Mills and the Honorable James Wecker Esquires to join William Lawrence, John Richardson and Finlay Nicholson Esquires as a standing Committee for Public Accounts and the Honorable Walter Payson Esquire and the Honorable Samuel Lawrence to join William Pemberton, William W. Wilkes and Edward Huggins Esquires as a standing Committee for Ports and Fortifications. —

We further appoint as a Committee to inspect the condition of the Jail and to report thereon as a continuation of the appointment of the fifteenth March last from which Committee this Board has received no Report the Honorable John Colhoun Mills and the Honorable James Wecker Esquires to join such Members

of your House as you shall appoint.

Council Chamber
3rd July 1810.

By Command
J^r. Burke Jun^r.
Clk of Council

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen

We have appointed the Honorable
John Colhoun Mills Esquire and the Honorable
James Wecker Esquire as a Committee of this
Board to join such Members of your House
as you shall think proper to appoint to carry
into Effect the Engagements entered into by
the Legislature on the thirteenth of September
last with Mr. William Huggins for erecting
the Public Buildings in consequence of the
Report of the joint Committee of the 8th of
August last.

By Command
J^r. Burke Jun^r.
Clk of Council

Council Chamber
3rd July 1810.

The Gentlemen of the Assembly
To His Honor the President and Council

We have appointed William Lawrence
Jun^r. Finlay Nicholson and William Borwin
Esq^r as a Committee from this House to join
the Honorable John C. Mills Esq^r and the
Honorable James Wecker Esq^r to inspect into the
Condition of the Jail and to make their report
thereon with all convenient speed.

Assembly Room
3rd July 1810.

W^m. Huggins
Speaker

The Gentlemen of the Assembly
To His Honor the President and Council
We have appointed William Lawrence

Senior John Richardson, Finlay Nicholson and
Edward Huggins Esquires and a Committee from
this House to join the Honorable John Colhoun
Mills Esquire and the Honorable James Wecker
Esquire to carry into Effect the Engagements
entered into by the Legislature on the thirteenth
September last with Mr. William Huggins for
erecting the Public Buildings in consequence
of the Report of the joint Committee of the 8th
August last.

Assembly Room
3rd July 1810.

W^m. Huggins
Speaker

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen

Your House is adjourned to
Thursday the 12th instant.

By Command
J^r. Burke
Clk of Council
Council Chamber
3rd July 1810.

At a Meeting of the Council this 12th day of
July 1810. Present

- The Honorable Thomas John Cottle Esquire Sen^r.
- Honorable Walter Maynard Esquire
- Honorable John Colhoun Mills Esquire
- Honorable John C. Mills Esquire
- Honorable & Rev. Samuel Lyons
- Honorable James Wecker Esquire
- Honorable Samuel Lawrence Esquire

John Richardson Esquire this day attended
the Board and by direction of His Honor the
President took all the Oaths prescribed by Law,
and subscribed the Test as a Member of the
Assembly.

The Honorable John Colhoun Mills Esquire
said before the Board the following Report of the

joint Committee of Council and Assembly
respecting the state of the Gaol.

New July 11. 1810.

The Committee assembled by the Resolution
of the Legislature to consider and Report the
State of the Gaol pursuant to a former Resolu-
tion of the fifteenth of March 1810 having this day
proceeded to inspect the state and condition
of the Gaol and maturely considered the same
do report to your Board & House that the present
Building appears to be unfit for and ~~and~~ +
incapable of bearing any improvement in the
nature of Repairs as the Mason Work of the
whole is in a decayed and ruinous state occa-
sioned as it appears to your Committee by the
badness of the Mortar Work & Materials with
which it was originally built and your + +
Committee are therefore of Opinion that it
will be most for the Advantage of the Colony to
pull down the present Building & on its site
to erect another calculated for the purposes of
the Colony.

And your Committee are of Opinion
that such other Building to be erected might
be on a scale more contracted and yet combine
greater Advantages than the present Gaol in
respect to the confinement of Negroes & others
committed for Criminal Matters and also
make unnecessary any other Building in the
nature of a Cage for temporary confinement
of Delinquents, but your Committee take leave
to suggest to your Board & House that the great
defect in the present Arrangement of the Gaol
is as it appears to them the not having a proper
Person resident in or near the Gaol in the
quality of Keeper or Turn Key and that unless
by the interference of the Legislature this

Defect is remedied no Building whatever can
securely or properly answer the Purposes required
or enable the Magistrates to enforce the Laws
of the Colony.

Your Committee think it proper to add
that in selling up a new Building much
of the present Stone and Brick Work would come
again into use, and that most of the Lumber
in the Roof is of good quality.

Jr^o Colthoun Mills } Committee
James Meekes } of the Council

Wm G. Laurence } Committee from
Assembly.

His Honor the President and Council

To the Gentlemen of the Assembly

Gentlemen,

We herewith send you the "Report
of the joint Committee of Council and
Assembly respecting the state of the Gaol."

By Command

R^{ob} Drdbelt

Pro, Clk of Council

Council Chamber }
12th July 1810.

His Honor the President in Council

To the Gentlemen of the Assembly

Gentlemen,

Your House is adjourned.

By Command

R^{ob} Drdbelt

Pro, Clk of Council

Council Chamber }
12th July 1810.

At a Meeting of the Council this 30th day July
1810. - Present

The Honorable Thomas John Cottle Esquire President
Honorables Walter Maynard Esquire
Honorables John Colthour Mills Esquire
Honorables Peter Jefferys Esquire
Honorables & Re^d Samuel Lyons
Honorables Samuel Laurence Esquire

His Honor the President laid before the Board
the following Letters. -

(Circular)

Sir,

S^t. Christopher 17th July 1810. -

I have the Honor to acquaint you, that
I have this day received Information from His
Excellency the Captain General of his Arrival
at Antigua. -

In retiring from the Public
situation which had accidentally devolved to
Me, I cannot omit requesting the favor of you,
Gentlemen, to convey to the two Branches of the
Legislature over which you preside, the satisfac-
-tion I have experienced in the Transactions
of the Public Business of the Colony with them.
And to you, Sir, my best Thanks are due for your
polite Communications at all times. - My
various endeavours have been directed to the
promotion of the general Welfare of the Government.
And if they have been at all successful, it will
prove a great Gratification to Me. -

With every wish for your Public and private
Prosperity, I have the Honor to subscribe myself
with great Regard

To The Honorable
The President of the Council
and
The Honorable
The Speaker of the Assembly
of Nevis
Your most Obedient
humble Servant
Fr^s Willing

S^t. Christopher 14th July 1810. -

I have had the honor to receive your Letter
of the 4th instant, acquainting Me with the return
of Mr. Jefferys to the Island of Nevis, who had been
absent about three years, and requesting that I would
direct him to resume his seat, as it was irregular
to re-appoint him upon the first vacancy. -

You have acted very correctly in making Me
acquainted with the Circumstances of Mr. Jefferys
absence, prior to your suffering him to take his
seat at the Council Board. And as it does not
appear to Me, from your Statement, that he has
intentionally been irregular, you will, at the
next Meeting of the Council, be pleased to direct
him to resume his seat at that Board. -

I am happy to find that the Assembly has
been chosen quietly, and have met for the
transaction of Public Business. And I have
the honor to remain with esteem,

Sir

Your most Obedient
humble Servant
The Honorable
Thomas J. Cottle Esquire,
President of the Majesty's Council
St. Christopher

His Honor the President notified to the Board
that he had received a Letter from His Excellency
the Captain General, ^{dated the 15th instant} notifying of his arrival at
Antigua on the 10th instant in His
Majesty's Ship Thetia and that he had been since
sworn into the Government on the

and that at the earliest opportuni-
-ty Circumstances would permit he intended
honouring this part of his Government with a
Visit. -

No further business done for want of an
Assembly. - His Honor the President enjoined
the Board to adjourn next the 4th August.

At a Meeting of the Council this 4th day of August 1810. - Present

The Honorable Thomas John Cottle Esquire President
Honorable Walter Maynard Esquire
Honorable John Colthoun Mills Esquire
Honorable P. Rev. Samuel Lyons
Honorable James Wickes Esquire
Honorable Samuel Lawrence Esquire

No Business done for want of an Assembly, and His Honor the President adjourned the Board to Saturday next the 11th instant. -

At a Meeting of the Council this 11th day of August 1810 Present

The Honorable Thomas John Cottle Esq. President
The Honorable John Colthoun Mills Esquire
The Honorable P. Rev. Samuel Lyons
The Honorable James Wickes Esquire
The Honorable Samuel Lawrence Esquire

His Honor the President and Council
to the Gentlemen of the Assembly

Gentlemen, We herewith send you a letter from the Honorable John Julius Esq. late Commander in Chief of this Government, which would have been laid before you on the 30th ult. or the 6th instant had there been on either of those days a Meeting of your House. This Board is anxious to testify the high

since they entertain Collectively and individually of the polite attention paid by him to every application involving the Happiness of Individuals or the Welfare of the Colony and in expressing their satisfaction at the attention in which the affairs of the Government were conducted during his Administration in your House in that the same attention would be required that a joint letter should be written by the President and Speaker to the late Commander in Chief John Julius testifying to the high esteem and sentiments of the Legislature and Community -

This Board also acquaints your House that the President has received a Communication from the Excellency the Honorable Hugh Usher the Captain General dated the 20th ult. testifying his arrival at Antigua on the 12th ult. and stating that he had since been sworn into the Government there and further stating it to be his intention to visit the parts of this Government at the earliest opportunity Circumstances would permit.

We therefore recommend to your House to prepare a Bill to make Provision for the Honorable his support during his Government and recommend the appointment of a Committee of your House to join the Honorable John Colthoun Mills and James Wickes Esquires members of this Board to provide the necessary accommodations for his Excellency's Concomence during the time he may honour us with his Presence

Council Chamber
11th Aug. 1810

By Command
J. Wickes Esq
Ck. of Council

Now Hear the President and Council
to the Gentlemen of the Assembly
Gentlemen, This Board recals your attention to the
report of the Committee appointed to inspect into
the Condition of the Jail, forwarded to your
Board on the 12th Instant, the serious Inconvenience
resulting from the ruinous situation of the Castle
Jail requiring call for immediate attention.
It is the opinion of this Board that the present
Jail, by rebuilding the wall work in a substantial
manner may be rendered perfectly efficient they
also recommend to the Consideration of your Honour-
able Board of the Committee the Facility with which a
Cage may be constructed on the left side of the
Prison wall with a door opening into the street
Council Chamber
11th Aug 1810
By Command
J. W. Wake Junr
Clerk of Council

The Gentlemen of the Assembly
To His Honour the President and Council
This House agree with your Board in the
serious inconvenience resulting from the ruinous state
of the Castle Jail and of the Facility with which
a Cage may be constructed on the left side of the
Prison. and are of opinion that the Committee
appointed by the Legislature to consider and report
the state of the Jail be empowered to receive
proposals for rebuilding the wall work of the

Jail in a substantial manner and also for erecting
a Cage on the left side of the Prison wall with
a door opening into the street

Assembly Room
11th Aug 1810
W. Huggins
Speaker

The Gentlemen of the Assembly
To His Honour the President and Council
This House concur in opinion with your
Board that a joint Letter should be written by
the President and Speaker to the late Commander in
Chief, Mr. Julius, testifying the high sense the
Legislature entertain of the polite attention paid by
him to every application involving the happiness
of Individuals and the Welfare of the Colony,
and to express their satisfaction of the able
manner in which the affairs of Government
were conducted during his administration.

We have appointed John Richardson William
Lawrence Junr William Pemberton and Edward
Huggins Esqrs a Committee from this House
to join the Honorable John Colman Kelly and
the Honorable James Wether Esq members from your
Board to provide the necessary accommodations for
His Excellency the Captain General's Concourse
during the time He may honor Us with his
presence. and this House will prepare a Bill
to make provision for his Honorable support

during his government
Assembly Room
10th Aug. 1810

His Honor the President in Council
to the Gentlemen of the Assembly

Gentlemen,
Your House is adjourned
By Command
M^r Burke Junr
Clt of Council

At a Meeting of the Council this 21st day of
September 1810

Present
The Honorable Thomas John Battle Esquire President.
Honorable Walter Maynard Esquire
Honorable Peter Jefferys Esquire
Honorable Rhes. Samuel Lyons
Honorable James Mackay Esquire
Honorable Samuel Lawrence Esquire

The Gentlemen of the Assembly
to His Honor the President & Council

This House desires the Concurrence of
your Board that the President be authorized
to give Orders on the Treasurer for the payment
of the Money of such Expenses as the Committee
of both Houses appointed for the Public Enter-
tainment of the Captain General on his
Arrival, may judge proper to agree for such
Orders being first signed by a Majority of
the said Committee.

W^m Higgins
Speaker
Assembly Room
21st Sept. 1810

His Honor the President and Council
to the Gentlemen of the Assembly.
Gentlemen,

His Honor the President having
informed the Board that he had received an
Intimation in a Letter from the Governor of
his Intention to visit this part of his Govern-
ment some time the latter end of the pre-
sent Month or early in the beginning of the
next, we think no time should be lost, and
recommend it to your House to prepare the
Bill for raising such a sum as may be
necessary for the Honorable support of His
Excellency during his Administration
and that the Committee should lay before
the Legislature, the Report of their Proceedings
respecting the accommodations provided
by them for his Excellency on his arrival.

This Board concurs with your House in
the mode proposed for enabling the Committee
to defray the expenses necessarily attendant
on the accommodation of his Excellency and
that the President be empowered to sign the
Orders on the Treasury for the purpose.

By Command
Council Chamber
21st September 1810.
M^r Burke Junr
Clt of Council

His Honor the President laid before the Board
the following Letter.

Antigua, Sep^r 19th 1810.

Sir,
In conformity to the Considerations
I had the honor to submit to you in my
Letter of the 17th inst I enclose a Warrant
appointing W^m Brodbelt Comptroller of
the Customs at the Port of Charlestown,
vacant by the Death of his late Father.
I have the Honor

to be

Sir,
your most Obedient
humble Servant
H. Elliot.

The Hon^{ble}
Thomas J. Cottle Esq^r
H. C. H. Nevis

Richard Joseph Brodbelt Esq^r attended the Board, and the Commission under the Hand and Seal of His Excellency the Captain General appointing him Comptroller of His Majesty's Customs for the Port of Charles Town in the said Island, being by direction of His Honor the President read, he took all the Oaths of Government appointed by Law, and subscribed the Test. -

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen,
your House is Adjourned to
Tuesday next the 25th instant. -

By Command
Council Chamber } J^r Burke Jun^r
31st September 1810. } Clk of Council

At a Meeting of the Council this 25th day of
September 1810. -

Present
The Hon^{ble} Thomas John Cottle Esquire President
Hon^{ble} Walter Maynard Esquire
Hon^{ble} John Colhoun Mills Esquire
Hon^{ble} Peter Jefferys Esquire
Hon^{ble} & Rev^d Samuel Lyons
Hon^{ble} James Weekes Esquire
Hon^{ble} Samuel Laurence Esquire

The Committee appointed to superintend the Building of a new Court House &c laid before the Board the following Report, which on Motion made and seconded, was read.

Nevis September 25th 1810. -

The joint Committee of the Board of Council and House of Assembly appointed to superintend the Building of a new Court House and Public Offices and to provide accommodation for the Public Offices during the time of such Building; humbly Report to your Board and House that they have agreed with Hester Smith for the hire or rent of a large Room calculated for the purposes of a Court House, and which they are to prepare with a partition for the accommodation of the Council and Assembly at their several Meetings, and also a Room embracing the advantages of security and convenience for Public Business to answer the purposes of a Secretary's Office and that a Room shall also be provided for the separate accommodation of Juries on the Court Days for the Annual sum of one hundred and fifty Pounds Current Cash. - And your Committee beg leave to represent to your Board and House, that they have readily given the Preference to the Proposals made by Hester Smith, because the Dwelling House to which the Buildings thus agreed for are adjacent offers

very respectable accommodation for the
reception of His Excellency the Captain
General, and which she promises to afford
without additional charge, and also
because she is to provide the Public Enter-
tainment for the accommodation of the
Captain General on his expected Visit.

Jr.^l Colkoun Mills } Committee
James Wecker } of Council.

Wm. Lawrence } Committee
Jm. Pemberton } of Assembly.
John Richardson }

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen,

We herewith send you the Report
of the joint Committee of the Board of Council
and House of Assembly appointed to superin-
tend the Building of a new Court House
and Public Offices and to provide accommoda-
tion for the Public Offices during the time
of such Building which has met the full
approbation of this Board.

By Command
Council Chamber
35th September 1810.
Jm. Burke Junr.
Clk of Council

The Gentlemen of the Assembly
To His Honor the President and Council

We herewith send you a Bill intituled
"An Act for providing an Honorable support for
His Excellency Hugh Elliot Esquire Captain
General and Governor in Chief in and over
all His Majesty's Leeward Windward Islands
in America, Chancellor Vice Admiral and
Ordinary of the same &c. &c. &c. during his
Government and also for laying a Duty or
Poll Tax on Negroes and other Slaves for
the

the payment thereof" which has passed this
House.

Wm. Higgins
Speaker
Assembly Room
35th Sept. 1810.

Motion made by the Hon^{ble} and Res^d Samuel
Lyons, and seconded by the Hon^{ble} James
Wecker Esquire, that the said Bill be read a
first time, and it was read a first time
accordingly.

Motion made by the Hon^{ble} John Colkoun
Mills Esquire, and seconded by the Hon^{ble}
James Wecker Esquire that the said Bill
be read a second time, and it was read
a second time accordingly.

Motion made by the Hon^{ble} James Wecker
Esquire, and seconded by the Hon^{ble} Peter
Jefferys Esquire that the said Bill be read
a third time, and it was read a third
time accordingly.

His Honor the President then put to vote,
whether the said Bill should pass into a
Law, and it passed the Board accordingly.

The Gentlemen of the Assembly
His Honor the President and Council.

The Assembly approve of the Report of the
joint Committee of the Board of Council
and this House, appointed to superintend
the Building of a new Court House and
Public Offices, and to provide accommoda-
tion for the Public Offices during the time
of such Building; and now presented to
this House.

Wm. Higgins
Speaker
Assembly Room
35th Septem. 1810.

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen,

A new Office having been provided

for the Secretary and the reception of the Records.
We deeming a Committee to attend their
Removal necessary, the Honorable and Rev.^d
Samuel Lyons and Honorable Samuel
Lawrence Esquire have been appointed to
meet such Members of your House as you
shall please to appoint for that purpose. -

Council Chamber
35th September 1810. S

By Command
J. Burke Junr.
Clk of Council

His Honor the President was pleased to
appoint the Hon^{ble} John Colhoun Mills
Esquire, and the Hon^{ble} James Weekes Esquire
to prepare an Address to His Excellency the
Captain General. -

The Gentlemen of the Assembly
To His Honor the President & Council

This House has appointed Peter J. Higgins
William G. Lawrence and William Doornin
Esquires a Committee to join the Hon^{ble}
Rev^d Samuel Lyons & the Hon^{ble} Samuel
Lawrence the Committee from your Board
to attend the Removal of the Records of the
Secretary's Office to the one lately provided: -
but this House is of Opinion that there will
be no occasion to remove the Records from
the present Office until the Contractor for
erecting the Public Buildings shall want
the same. -

W. Higgins
Speaker

Assembly Room
35th Septem^r: 1810. S

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen

Your House is adjourned to
Saturday next the twenty ninth instanc^t. -
By Command
J. Burke Junr.
Clk of Council

At a Meeting of the Council this 29th
day of September 1810.

Present

The Honorable Thomas John Cottle Esq. President
The Honorable John Colhoun Mills Esquire
The Hon^{ble} Rev^d Samuel Lyons
The Honorable James Weekes Esquire
The Honorable Samuel Lawrence Esquire

The Committee appointed to prepare an
Address to His Excellency the Captain General
this day laid the same before the Board which
was read and approved of

In want of an Assembly no further
Business done

At a Meeting of the Council this 3rd day
of October 1810. -

Present

The Honorable Thomas John Cottle Esq. President
Honorable Walter Maynard Esq.
Honorable John Colhoun Mills Esq.
Honorable and Rev^d Samuel Lyons
Honorable James Weekes Esq.
Honorable Samuel Lawrence Esq.

The Committee appointed to enquire into
the state of the Gaol &c this day laid before the
Board the following Report. -

News September 30th 1810. -

The joint Committee of the Council and
Assembly having proceeded to reconsider
the state of the public Gaol subsequent to their
Report already submitted by them to the Board
and House, and pursuant to the Resolutions

of the Board and House of the 11th day of August
last hurriedly report that they have again
examined into the state of the Gaol and
finding that the same might be repaired
without pulling down the whole of the
Building, provided a Wall was to be erected
for its security to surround the same, they
advertised for proposals for that purpose
and they now beg leave to lay before your
Board and House a Proposal made by Mr.
Mills. -

Your Committee beg leave to state
that as well for the security of the Gaol as
for the health of the Persons therein confined
it will be necessary to carry the Wall work
proposed to be built on the back or North
East part of the Gaol at least fifteen feet
beyond the present Building. and to
continue the same on the South East and
North West sides from such back Wall down
to the front or public Road. such Wall to
be at least of the height of ten feet. -

And your Committee further beg leave
to state that they have computed the
Amount of such Wall Work according to the
usual price per Perch, and that adding
thereto the expence of labour and Materi-
als they are of Opinion that the Proposal
made by Mr. Mills will be advantageous
to the Country provided that the mode of
alteration and repair which has been by
your Committee suggested should be adopted
by your Board and House

Mr. Colbourn Mills } Committee
James McKee } of Council
Mr. G. Laurence } Committee
Will Dorrin Jr } Assembly

News 17th August 1810. - The following Proposals
are submitted by Mr. Mills to the Committee
for the Repair of the Gaol. -

To rebuild the Masons Work of the East,
North, and South ends of the present Building
from the foundation. To build a Cage in
the Gaol Yard on the right hand side as you
enter to be arched with a Door to the Street
of the Dimensions specified eight feet square

To build a Wall 10 feet high and 18 Inches
thick to be distant from the building 15 feet
on the East, and to extend the width of the
Alleys on the North and South sides, as far
distant as they will admit. the front to
remain in its present state. - To make
secure the Iron Work of the Windows, and do
the Blacksmiths Work complete. -

To shingle the Roof with Cypress Shingles
repair the Floors, Doors, Window Frames &c. &c.
provided there should not appear any
greater defects than are now visible, or that
the Carpenters Work will not exceed five
thousand feet Lumber, should it appear
that more is necessary, the same to constitute
a separate Charge. - For which underta-
king Mr. Mills requires £500 to be paid
in Cash in advance, to enable him to
procure the Lime & Negro Labour, and
£1000, three Months after the whole is com-
plete,

or
Instead of the £500 in advance the Com-
mittee to provide Lime, and Negro Labour
and Mr. Mills will do the Masons Work
only, at the customary Charges per Perch,
the whole to be completed in five Months
and the payment to be made within

ninety days after the completion.

In: C. Mills

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen

We herewith send you the Report
of the Committee empowered to receive
Proposals for rebuilding the Wall work of
the Gaol in a substantial manner & erecting
the Cage, together with the Proposals submit-
ted to them.

Council Chamber
3rd October 1810.

By Command

In: Burke Junr.

Clk of Council

On Motion made and recorded ordered
that the Address to the Captain General
approved at the last meeting be signed
by the Members present, and presented
to His Excellency on his arrival by the
Honorable John Colthoun Mills and the
Honorable James Wecker Esquires. —

To His Excellency Hugh Elliot Esquire
Captain General and Governor in
Chief in and over all His Majesty's
Leeward Charibbee Islands in America
Chancellor Vice Admiral and Ordinary
of the same &c. &c.

We the Members of His Majesty's
Council of the Island of Nevis fulfilling
the Duties of Respect and Affection to our
beloved Sovereign have the happiness
to reflect that in greeting your Excellency
as the Person called by His Majesty's
gracious Choice to fill the high and

distinguished situation of Governor of
the Leeward Islands we are not confined
to the beaten Path of Public Compliment.

The distinguished Rank which your
Excellency has long held in his Majesty's
favor and the knowledge which we have
of your Excellency's Abilities in the Service
of your Sovereign and Country from the
Diplomatic situations that you have so
eminently and advantageously filled
in Europe afford us the most perfect confi-
dence that your Excellency's Government
will be highly beneficial to these Colonies,
and it is this just Tribute to your Excellency's
Exertions in public Life we add the in-
estimable Advantages which result from
the exercise of private and Domestic Virtues
in a high station (of which the World has so
bright an example in our Sovereign,) We
may confidently assert that no former
Period promised the Colonies a greater
share of Felicity and Tranquillity. —

Your Excellency will find our Hearts
warmly attached to our King and anxious
to cooperate with your Excellency in every
measure for the Honor of our Country and
Prosperity of the Colonies, and we shall
only have to regret that the State of this
Colony does not enable us to receive and
entertain your Excellency in the manner
suitable to our Wishes, but we doubt not
of evincing our sincere desire to merit
an equal share, with our sister Colonies
of your Excellency's esteem.

Council Chamber
29th September 1810
signed

J. S. Cottle
Walter Maynard
In: Colthoun Mills
Jarr: Lyons
James Wecker
Jarr: Laurence

The Gentlemen of the Assembly
To His Honor the President & Council

This House having taken into Consideration the Report of the Committee & improved to receive Proposals for Rebuilding the Wall work of the Gaol Perecting the Cage are of Opinion that the Proposals made by Mr. Mills should be acceded to, if they meet the approbation of your Board.

Assembly Room
8th October 1810.

Wm. Higgins
Speaker

His Honor the President and Council
To the Gentlemen of the Assembly.
Gentlemen

This Board agrees with your House in acceding to the Proposals made to the Committee by Mr. Mills.

By Command
Council Chamber
3rd October 1810. — Jm. Burke Junr.
Clk of Council

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen,

Your House is adjourned.
Council Chamber By Command
3rd October 1810 — Jm. Burke Junr.
Clk of Council

At a Meeting of the Council this 30th
day of October 1810

Present

The Honorable Thomas John Cottle Esquire President
The Honorable Walter Maynard Esquire
The Honorable John Cokhoun Mills Esquire
The Honorable Peter Jefferys Esquire
The Honorable Wm. Samuel Lyons
The Honorable James Wake Esquire
The Honorable Samuel Laurence Esquire

The Honorable Thomas John Cottle Esquire
this day laid before the Board a Commission under
the Hand and Seal of His Excellency the Captain
General appointing him Collector of His Majesty's
Customs at the Port of Charles Town in this Island
Whereupon he took all the Oaths of Government
appointed by Law and subscribed the Oath

For want of an Assembly no business
could be done and His Honor the President
was pleased to adjourn the Board till Saturday
next the 3rd of November

At a Meeting of the Council this 3rd day of
November 1810

Present

The Honorable Thomas John Cottle Esq. President
The Honorable Peter Jefferys Esquire
The Honorable Wm. Samuel Lyons
The Honorable James Wake Esquire
The Honorable Samuel Laurence Esquire

For want of an Assembly no Business could be done

At a Meeting of the Council this 8th
day of November 1810

Present

The Honorable Thomas John Cottle Esq. President
The Honorable Walter Maynard Esquire
The Honorable John Colhoun Miller Esquire
The Hon. W. Rev. Samuel Lyons
The Honorable James Welles Esquire
The Honorable Samuel Lawrence Esquire

No Business done

His Honor the President in Council
To the Gentlemen of the Assembly

Your House is adjourned till
Thursday next the 15th Instant

By Command
Council Chamber
Nov. 8th 1810
A. J. Welles Esq.
Clerk of Council

At a Meeting of the Council this 15th November
1810.

Present

The Hon. Thomas John Cottle Esq. President
Hon. Walter Maynard Esq.
Hon. John Colhoun Miller Esq.
Hon. Peter Jefferys Esq.
Hon. W. Rev. Samuel Lyons
Hon. James Welles Esq.

His Honor the President laid before the Board
the following Letters.

Antigua 12th Nov^r 1810.

Sir,

I inclose the Copy of a Dispatch to Me
from the Earl of Liverpool, of the 30th September,
in consequence of which I am to request that you
will transmit to Me, with the least possible
delay, authentic Copies of the Minutes of the
Council and Assembly of Nevis, relative to the
case of Mr. Huggins; as also all the other
Documents connected with that transaction,
specified in Lord Liverpool's Dispatch.

I trust you will be able to send them to
St. John's, in time for their being forwarded
by the Government Schooner, to overtake the
Packet before she sails from St. Thomas's.

I must at the same time observe, that the
Vessel hired for that purpose must be charged
to the expense of the Island of Nevis, as I have
no Fund from which I can defray it.

I have the Honor to be

Sir,

The Hon. your most obedient
Thomas J. Cottle Esq. humble servant
St. J. Nevis
H. Elliot

(Copy)

Downing Street 20th Sept^r 1810

Sir,

It has been represented to Me that a Case has recently occurred within your Government, in open defiance of the Law, of such extreme Oppression and Cruelty, exercised by an opulent Planter in the Island of Nevis, named Huggins, towards a number of his Slaves, as to have called for Investigation by the Council & Assembly of the Island, which after a formal enquiry into the Case, instituted Proceedings against the Offender, and publicly reprobated his Conduct with the Strongest expressions of Indignation and abhorrence. -

I have in consequence received His Majesty's Commands to desire that you will lose no time in calling upon the proper Officers for authentic Copies of the Minutes of the Council and Assembly of Nevis upon the above Case, as also for an authentic Report of any judicial Proceedings which may have ensued, or of any Records or Documents which tend to throw light upon this Transaction, or to bring to justice and to Punish or merit any of the Parties who were implicated therein; or to afford Proof against any Magistrates or other Officers, who may have been so criminally negligent of their Public Duties, as to have withheld, or forbore to interfere as has been asserted, in order to prevent so disgraceful a scene. -

In any communication you may

make to the Council and Assembly of Nevis upon this subject, I am commanded to desire that you will signify His Majesty's full & approbation of the Sentiments expressed, and the Conduct pursued by them on the above mentioned occasion, and be firm & convinced that they will give every aid and support to the measures which His Majesty may judge proper further to order, when the information hereby called for shall be brought under consideration. -

I am

Sir

Your most Obedient
humble Servant

(signed)

Liverpool

General Elliot

&c. &c. &c.

In want of an Assembly, no business done, and His Honor the President was pleased to adjourn the Board to Monday next the 28th inst. -

A Meeting of the Council this 20th day of November 1810.

Present

- The Honorable Thomas John Collier Esq^r President
- Honorable Walter Maynard Esq^r
- Honorable Peter Jefferys Esq^r
- Honorable John Colhoun Mills Esq^r
- Honorable & Rev^d Samuel Lynde
- Honorable James Weeks Esq^r
- Honorable Samuel Laurence Esq^r

His Majesty's Writs having issued for the Election of two Members to serve in the Assembly for the Parishes of Saint James and

St Paul, and being this day returned it appeared that the following Gentlemen were duly Elected. -

Josiah Webb Maynard Esquire for the Parish of Saint James, and Andrew Moore Crope Esquire for the Parish of Saint Paul; - who this day attended the Board, and by the direction of His Honor the President took all the oaths of Government, and subscribed the Test.

His Honor the President laid before the Board information received from His Excellency the Captain General, that he had unnecessarily made Public Lord Liverpool's Dispatch to him.

His Honor the President then moved that Lord Liverpool's Letter should remain on the Minutes, without making any further communication thereof, which was seconded by the Honorable James Keke Esquire, but negatived by the Board. -

The Honorable Peter Jefferys Esquire then moved that the Captain General's Letter of the 13th instant inclosing Lord Liverpool's Letter of the 30th September having been laid before the Board by the President at the last Meeting, and having thereby become a public Document should be communicated to the Assembly; which was seconded by the Honorable John Colman Mills Esquire and carried in the affirmative. -

His Honor the President and Council to the Gentlemen of the Assembly.

Gentlemen, We herewith send you a Letter from the Captain General inclosing a

Dispatch from Lord Liverpool for your information. -

His Honor the President having informed this Board that the Papers required in the Captain General's Letter to him, are nearly ready, and will he hopes be completed by this Evening; We therefore depend upon your House to provide the sum necessary to defray the Expence of hiring the Ketch for the purpose of carrying them to Antigua. -

By Command
Council Chamber }
22nd November 1810. &

In. Burke Junr:
Clerk of Council

The Gentlemen of the Assembly
to His Honor the President & Council. -

We herewith send you a Bill intituled an Act for granting an Aid unto His Majesty by certain Duties and Impositions on the Importation of certain Articles permitted by His Majesty's Royal Order in Council to be brought into His Majesty's Islands and Colonies in the West Indies in any Ships or Vessels belonging to the Subjects of any State in Amity with His Majesty, and for Repealing an Act to the same purpose dated the eleventh day of January one thousand eight hundred and ten which hath passed this House. -

Assembly Room }
22nd Novem^r 1810. &

Wm. Higgins
Speaker

Motion made by the Honorable James Keke Esquire and seconded by the Honorable Walter Maynard Esquire that the said Bill be read a first time, and it was read a first

times accordingly.

No Motion having been made for a second reading of the said Bill, it was moved by the Honorable James Nekeve Esquire and seconded by the Honorable John Colhoun Mills Esquire, that a Conference be requested with the House of Assembly upon the subject of such Bill.

The Gentlemen of the Assembly
To His Honor the President and Council.

This House is satisfied that the President shall give an order on the Treasurer for the Amount of the hire of a Kipel to Antigua to carry to His Excellency the Governor in Chief the Papers he has thought proper to direct to be sent him previous to their being transmitted to England, and hope His Honor will do it at as easy an Expence to the Public as possible.

Assembly Room }
32nd Novemb: 1810. &

Wm. Huggins
Speaker

His Honor the President in Council
To the Gentlemen of the Assembly.

Gentlemen,

Your House is adjourned to
Saturday the 24th instant.

Council Chamber }
32nd Novemb: 1810. &

By Command
Jm. Burke Junr:
Clerk of Council

At a Meeting of the Council this 24th day of
November 1810.

Present

The Hon^{ble} Thomas John Cottle Esq^r President.
The Hon^{ble} Walter Maynard Esq^r
The Hon^{ble} John Colhoun Mills Esq^r
The Hon^{ble} Peter Jefferys Esq^r
The Hon^{ble} & Rev: Samuel Lyons
The Hon^{ble} James Nekeve Esq^r
The Hon^{ble} Samuel Laurence Esq^r

The Honorable Peter Jefferys Esquire moved that a Committee be appointed from this Board to join a Committee from the House of Assembly to Petition His Excellency the Captain General that Copies of the Dispatches and all other Papers relative to Mr: Huggins's Business, which have been transmitted to His Excellency by the President of this Island be laid before both Houses: which was seconded by the Honorable Walter Maynard Esquire, and carried in the affirmative.

His Honor the President and Council,
To the Gentlemen of the Assembly.

Gentlemen,

It being determined by the Majority of this Board that a joint Petition of the two Houses be forwarded to His Excellency the Captain General requesting that Copies of the Dispatches and all other Papers relative to Mr: Huggins's Business, which have been transmitted to him by the President be laid before both Houses. We have appointed the Honorable Walter Maynard, and the

Honorable Peter Jefferys Esquire a Committee
from this Board to join such Members of your
House, as you shall think proper to prepare
the same. -

By Command
J^o. Burke Jun^r.
Clk of Council

Council Chamber
24th of November 1810. S

Motion made by the Honorable John
Colhour Mills Esquire, and seconded
by the Honorable and Rev^d. Samuel Lyons
that the Bill entitled "An Act for granting
an Aid unto His Majesty by certain Duties
and Impositions on the Importation of certain
Articles permitted by His Majesty's Royal Order
in Council to be brought into His Majesty's
Islands and Colonies in the West Indies on
any Ships or Vessels belonging to the Subjects of
any State in Amity with His Majesty, and for
repealing an Act to the same purpose dated
the eleventh day of January one thousand eight
hundred and ten," be read a second time,
and it was read a second time accordingly. -

Motion made by the Honorable James
Weekes Esquire, and seconded by the Honorable
and Rev^d. Samuel Lyons that the said Bill be
read a third time, and it was read a third
time accordingly.

His Honor the President then put to vote,
whether the said Bill should pass into a Law,
and it passed the Board accordingly. -

His Honor the President and Council
to the Gentlemen of the Assembly.

Gentlemen
We herewith send you an Act for

Imposing certain Duties on Articles permitted
by His Majesty's Royal Order in Council to be
imported from the United ^{States} of America which
hath passed this Board. -

By Command
Council Chamber
24th November 1810. S
J^o. Burke Jun^r.
Clk of Council

The Gentlemen of the Assembly
To His Honor the President of Council

This House agree in Opinion with the Majority
of your Board that a joint Petition, or Address of
the two Houses be forwarded to His Excellency the
Captain General requesting that Copies of the
Dispatches and all other Papers relative to Mr.
Huggins's Petitions, which have been transmitted
to him by the President be laid before both Houses:
and have appointed Josiah W. Maynard, William
Pemberton and James W. Robin Esq^r. a Committee
from this House to join the Honorable Walter Maynard
and Peter Jefferys Esq^r. to prepare the same. -

Assembly Room
24th Nov^r 1810. -
W^m. Higgins
Speaker

The Honorable Walter Maynard Esq^r. laid
before the Board the following Address to His
Excellency the Captain General drawn up by
the Committee of both Houses, which was approved
of, and directed to be sent down to the Assembly.

Sir,
We a Committee of both Houses of the
Legislature of the Island of Nevis, are autho-
rized to request your Excellency would favour
the Council and Assembly with Copies of
all Papers, Documents &c that have been
transmitted to your Excellency by the

President relative to the Trial of Mr. Huggins,
including the Statements of the Council on
both sides. -

We have the Honor to remain your
Excellency's

most Obedient

His Excellency

humble Servants

Hugh Elliot Esquire

Captain General

&c. &c. &c. -

Walter Maynard } Committee

Peter Jefferys - } Council

Jonah Webb Maynard } Committee

Mrs Pemberton } Assembly

J. W. Jobin } Assembly

The Honorable Peter Jefferys Esquire then
moved that the President and Speaker be
requested to forward the address to His Excellency
the Captain General; which was seconded by
the Honorable Samuel Laurence Esquire,
and carried in the affirmative. -

His Honor the President and Council
to the Gentlemen of the Assembly

Gentlemen,

We herewith send you the address
of the Committee of both Houses to the Captain
General, which has been read at this Board
and approved of. - Should it meet with the
concurrence of your House, it is the Opinion
of this Board, that the President and Speaker
be requested to transmit the same. -

By Command

Council Chamber

24th November 1810. -

Jr. Burke Junr.

Clk of Council

His Honor the President in Council
to the Gentlemen of the Assembly
Gentlemen,

Your House is adjourned.

Council Chamber
24th November 1810. -

By Command

Jr. Burke Junr.
Clk of Council

At a Meeting of the Council this 5th day of
December 1810. -

Present

The Honorable Thomas John Gottle Esq^r President

Honorable Walter Maynard Esq^r

Honorable Peter Jefferys Esq^r

Honorable & Rev. Samuel Syms

Honorable James Wecker Esq^r

Honorable Samuel Laurence Esq^r

Henry Karolius Esquire this day laid before
the Board the following Mandamus and by
direction of His Honor the President he took
all the Oaths prescribed by Law, and subscri-
bed the Test, and took his Seat at the Board

George R.

(S)

Trusty and well beloved We greet you
well. We being well satisfied of the Loyalty
& Integrity and Ability of our Trusty and
well beloved Henry Karolius Esquire
have thought fit to signify our Will and
Pleasure to you that forthwith upon the
Receipt hereof you swear and admit him
the said Henry Karolius to be of the Council
of Nova Scotia. And for so doing, this shall be your

Warrant. And so We bid you farewell Given
at our Court at Saint James's the twenty
seventh day of October 1808 in the forty ninth
year of our Reign. -

By His Majesty's Command

Henry Rawlins Esq^r Castlereagh
to be of the Council of the
Island of Nevis. -

Stamp Office May 9th 1810 - Received of
W^m Smith ten Pounds for making this
Instrument with a 30th Stamp. at the
same time rec^d. one Pound 10th for the
Stamp - received for Joseph Smith Esq^r
Rec^r. Gen^l of His Majesty's Stamp
Duties. -

H. G. Stevens Esq^r -

W. Cooke pro Compt^r

The President laid before the Board the following letters.

Dear Sir

S. Christophers 26th Nov^r 1810 -

at the Request of Mr. Elliot who had
not an opportunity of forwarding it to you
direct, I have the Honor to inclose an Antigua
Paper of the 23rd November, containing the
Copy of an Act passed there in conformity to
His Majesty's Order in Council of the 7th
February. - The Tonnage Duty being
considered as annulled by the tenor of that
Proclamation will not be levied in
Antigua after the first of December next. -

As the drawing up of the above
mentioned Act gave rise to a good deal

of consideration, Mr. Elliot conjectures that
an early communication of it may be useful
in guiding the Proceedings of the Council &
Assembly at S. Christophers & Nevis relative
to the same Object. -

I have the Honor to be with
esteem

Dear Sir

Your most Obedient
humble servant
Thomas J. Cottle Esquire
to be Sec^y -
Nevis. -

J^r. Tullius

Circular

Antigua, 28th Nov^r 1810. -

Sir,

The Act published by order of the
Legislature of Antigua, in the Antigua
Gazette of Nov^r 22nd 1810 for laying certain
Duties and Impositions on the Importation
of certain Articles permitted by His Majesty's
Royal Order in Council made the 7th day of
February in this present year &c. &c. was presented
to Me to be passed at the time I was recovering
from a severe illness, and I inadvertently
overlooked the wording of one Clause, otherwise
I would have submitted for the consideration
of the Legislature here, an observation upon
it, as it now stands, which in my humble
Opinion, renders a slight alteration advise-
able. - The following is the Clause I allude to.

"And be it further enacted and ordained
"by the Authority aforesaid, that all the Monies
"collected by this Act shall be paid by the
"Collector of His Majesty's Customs who shall
"receive the same, into the Hands of the
"Treasurer of this Island, for the time being,
"for the public purposes and Services of the

"Colony, and the support of the Government thereof." -

The alteration which I should have proposed, is, - and be it further enacted and ordained, that when the Monies collected by this Act shall be paid by the Collector of His Majesty's Customs &c. &c. -

By the insertion of the word when, the difficulty will be avoided of subjecting the Collector of His Majesty's Customs to the Speculations of the Acts of a Colonial Legislature, which might interfere with his Instructions from home, - and the validity of which might therefore not be admitted by the British Government, as binding upon the Collector. - There can be no doubt of its being the intention of the British Government, that the sum produced by the Impositions upon Importations from the United States of America shall be applied to the Public Purposes and Services of the Colony in which that sum is to be levied, as in the case of the Tonnage Duty. - But as this intention is not expressed in the Proclamation of the 7th February, I conceive it will be proper to let the Collector in the present instance act under the same Authority for the payment of the Money into the Treasurer's Hands, by which he was guided in his former payment of the Produce of the said Tonnage Duty, - and not to bind him, for that purpose, by an Act of a

Colonial Legislature, without particular directions from Great Britain to insert a Clause to that Effect. -

I have the Honor to be

Sir
The Hon^{ble} ^{Sir} your most obedient
Thomas J. Cottle Esq^r humble servant
to to to
Nevis. H. Elliot

Antigua, 30th November 1810. -

Sir,

I received yesterday about three o'clock, by the Ship Perseverance Daniel Lewis, master, various Communications, from you, from Mr. Higgins, Speaker of the Assembly, and from a Committee of the Assembly; - the latest date of which, is the 27th November.

Among these, was an Act which had passed the Council and Assembly of Nevis, for granting an Aid unto His Majesty, by certain Duties and Impositions on the Importation of certain Articles permitted by His Majesty's Royal Order in Council of the 7th Feb^r 1810, to be brought into His Majesty's Islands and Colonies in the West Indies &c. &c. - It is with infinite regret that I find myself under the necessity, not only of taking time before I pass that Act to reflect maturely upon some of its Provisions, but even to apply for legal Advice, in consequence of the Doubts which have arisen in my mind, respecting the Propriety of my passing the said Act, without suggesting to the two Houses of Legislature at Nevis, the expediency there may be, of their re-considering it, and

making therein certain alterations.

Upon this occasion, I must beg leave to observe, that in future, when any Act that has passed the two Houses of Legislature at Nevis is transmitted here, in order that I may pass it in the usual form, it will be very desirable that such Act should be forwarded to me ten days, or a fortnight, before it is intended to produce its effect, as a complete Act there; - and also that two Copies of the said Acts should be furnished Me, the one of them upon Ordinary Dispatch Paper, in order that I may be enabled the more readily to submit it to the Consideration of any legal Authority I may find it requisite to consult, in a case of doubt. -

In the present instance, the principle of the Duties being levied by the Treasurer of the Island, instead of the Collector of His Majesty's Customs, is so novel to Me, that I cannot yet determine whether or not it will be possible for Me, according to my view of this circumstance, to pass the Act with so manifest a difference between it, and the Act which I have already passed for Antigua, upon the same subject. -

I shall therefore have much satisfaction, should I learn that the two Houses of Legislature at Nevis, will consent to conform their Act to the tenor of the one I have already passed here. -

As I hourly expect the return of the Government Schooner from St. Thomas's,

I shall not fail to dispatch her, as soon as I can, to Nevis, with my Answers to the late Communications from thence; - and in the mean time, I beg you will be so good as to make an Apology to the Speaker, for my not doing so by this Opportunity, for the reason above assigned. -

I have the Honor to be

Sir,

The Honorable
Thomas J. Cottle Esq^r
Nevis. -

your most Obedient
humble servant
H. Elliot

(Separate)

Antigua, 30th November 1810.

Sir,

I enclose herewith a Letter which I had written to you upon the 28th instant, duplicates of which I have also addressed to Mr. Herbert, at Montserrat, and to Mr. Julius, and Mr. Christopher. - I expected to have had an Opportunity of forwarding it upon that day, to Nevis, or hopes that it would have reached you in time to have admitted of the alteration proposed, in case the Legislature there, had thought proper to pass their Act concerning the American Duties, in conformity to the tenor of the Antigua Act. -

My reason for now transmitting it to you, is, to enable you therefore, to judge how much I differ in Sentiment with the Legislature of Nevis, upon the expediency of substituting the Treasurer of the Island to act in lieu of the Collector of His Majesty's Customs in levying the Duties specified in

His Majesty's Order in Council of the 7th
February 1810.

I consider a Collector of the Customs
in the Colonies, as well as in England, as
being the only Officer duly authorized to
levy the Duties granted, as aid to His
Majesty, upon Importations by Sea, either
into England, or into the Colonies. -

Perhaps my Opinion upon this Subject,
may be erroneous, and I shall not fail to
apply for legal Advice, to the proper
Law Officer of the Crown here, whose
experience and Abilities, are so Univer=
sally acknowledged. -

I have the Honor to be

Sir
The Honor^{able}
Thomas J. Cottle Esq^r
Secy^{to} the Navy
your most Obedient
humble Servant
A. Elliot

P.S.

I am to beg you will have the goodness
to forward the inclosed to Mr. Julius, by the
earliest opportunity, tho' I fear it will be too
late for the intention with which it was
written - I shall also consider myself
as under great Obligations to you, if you
will add a copy of my preceding Letter
to you of this day's date, as well as of this,
without its inclosure. -

A. Elliot. -

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen

We herewith send you four Letters,
three from the Governor in Chief and one from
the President of N. Kette together with an Anti=
:qua News Paper, containing an Act for
Imposing certain Duties on articles permit=
ted by His Majesty's Royal Order in Council
to be imported from the United States of
America for the Consideration of your
House. -

By Command
J^r Burke Jun^r
Clerk of Council
Council Chamber
5th December 1810. -

The Gentlemen of the Assembly
To His Honor the President and Council
This House having taken into Consideration
the Communications from the Governor in
Chief conveyed by your Message are of
Opinion that the President be requested to
join the Speaker in expressing the sense of
both Houses to the Governor on the above Com=
munications. -

Assembly Room
5th Decem^r 1810. -

W^m Higgins
Speaker

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen
Your House is adjourned. -

Council Chamber
5th December 1810. -

By Command
J^r Burke Jun^r
Clerk of Council

At a Meeting of the Council this 11th day of
December 1810.

Present

The Honorable Thomas John Cottle Esq^r President
The Honorable Walter Maynard Esq^r
The Honorable Peter Jefferys Esq^r
The Honorable P^r Rev^d Samuel Lyons
The Honorable Samuel Lawrence Esq^r
The Honorable Henry Rawlinson Esq^r

His Honor the President laid before the
Board the following Letters &c &c

Antigua 3rd Dec^r 1810

Sir,

Upon the 28th ult^o I received from the
Speaker of the Assembly at Nevis, the Bill which
had passed both Houses of the Legislature,
relative to the Impositions to be raised upon
Importations from the United States of America.

I have since acquainted you that certain
Doubts had arisen in my mind, with respect to
my passing that Bill in its present shape.

I now enclose the Copy of a Letter I wrote to
the Attorney General of the Leeward Islands,
stating my objections to the Bill, and request-
ing his professional and official Opinion
upon their validity. - The Attorney General's
Answer was delivered to me yesterday, - a
Copy of which is also herewith annexed.

I trust that the Council and Assembly of
Nevis will, after taking the Contents of the
two above mentioned Letters into Considera-
tion, be induced to frame a new Bill, as
similar as in their Wisdom they may think
expedient, to the Act I have already passed

at Antigua.

I have received Bills from Montserrat
and Tortola, reserving the Collection of the
Duties to be raised upon American Importati-
ons, to the Collector of His Majesty's Customs;
and the Bill from Montserrat, contains
the Amendment which I recommended in
my Letter to Mr. Herbert, - which you will find
expressed in my Letter to you of the 28th Novem-
ber. - I am therefore to solicit that you will
have the Goodness to furnish the Speaker of
the Assembly at Nevis with a Copy of my
said Letter to you.

I have the Honor to be

Sir,

The Honorable

Thomas J. Cottle Esq^r
St^o St^o Nevis

Your most Obedient
humble Servant
A. Elliot

(Copy)

Government House 1st Dec^r 1810.

Sir

I herewith inclose the Copy of a Bill which
has passed the Council and Assembly of Nevis,
and which has been transmitted to me by the
President and the Speaker, for the purpose of
being passed by me in the usual form, as
Commander in Chief. - It is intitled, "an
Act for Granting an Aid unto His Majesty
by certain Duties and Impositions permitted
by His Majesty's Royal Order in Council, &c &c."

Upon perusing the Provisions of the above
Act, certain Doubts have arisen in my mind,
with respect to the Propriety of my passing it,
without its undergoing some Alterations.

First, - you will be pleased to observe, that the
Bill is styled, "An Act for Granting an Aid

"unto His Majesty by certain Duties and Impositions upon Importations." - According to my view of this subject, I apprehend that all Duties granted as an aid to His Majesty upon Importations, are to be levied by the Collectors of His Majesty's Customs, both in England and in the Colonies, and that the Collector of the Customs is the only Person duly authorized for that purpose. - By one of the Provisions of this Bill of the two Houses of Legislature at New, it is enacted, that the Treasurer of the Island is to levy the said Duties, and not the Collector of the Customs; and therefore I hesitate to pass the Act without having first submitted to your Opinion the following Question. -

Is it lawful to supersede the Collector of His Majesty's Customs in levying Duties granted to His Majesty as an Aid upon Importations, by an Act of a Colonial Legislature, substituting some other Person, who has received no direct Authority from the King, to levy the Duties granted as an Aid to His Majesty? I know that there are instances, such as in several Acts, of Money being raised upon Importations by the Acts of Colonial Legislature, and which have not been levied by the Collector of the Customs; but those are Duties which have not been granted to the King as an aid to His Majesty, but have been assigned, as in Antigua to a Colonial service. - I believe, in the case I allude to, to the use of a Parish. -

Altho' it is thoroughly understood that the Duties to be levied upon Importations from America, are to be applied to the service

and support of the Colonies in which such Duties are raised, yet this disposition of the Produce of the said Duties is not expressed in the King's Order in Council, but is to take place, as was the Case in the Donnage Duty, in virtue of a special Order from His Majesty for that purpose. -

Under these Circumstances therefore I humbly conceive that the Collector of His Majesty's Customs is the only Person who is lawfully entitled to receive the Duties granted to the King by the Colonies, as an aid to His Majesty. - And I must observe in justice to the two Houses of Legislature at Antigua, that they appear to Me to have acted with their usual Wisdom and discretion upon this Occasion, in having left to the Collector of the Customs, the full exercise of what I suppose to be the functions of his Office, in levying the Duties which have been granted to the King by the Act lately passed at Antigua. -

Second - There is another part of the Act, concerning the propriety of which I do not feel myself competent to judge; and that is, the Provision calculated to subject the Commanders of Vessels, under certain Circumstances, to be Prosecuted in the Courts of Vice Admiralty, in the Colony. -

I beg leave therefore to solicit your sentiments concerning the propriety, or lawfulness of the said Provision; - and in general, to add your enlightened opinion, whether the Act of New, as it has been submitted to Me is liable to the Objections I have ventured to

state

state, or to any other.

I have the Honor to be

yo^r pa^rty

The Hon^{ble}

(signed) H. Elliot

The Attorney General

1st 11th 1780

(Copy)

I had the honour of receiving your Excellency's favour of the 1st instant, accompanied by a Bill lately passed by the Legislature of Nova Scotia, and directing me to deliver my opinion upon several doubts which your Excellency entertained as to the propriety of your giving your Assent to the Bill.

It appears to me that all the doubts entertained by your Excellency are well founded.

The Title of the Bill, "An Act for granting an aid to His Majesty by certain duties and impositions" appears to me highly improper, as those Duties and Impositions are to be collected by the Treasurer of the Island, and to be applied to the use of His Majesty's Forts and Fortifications, and for defraying other Expenses of the said Island which before the passing of the Bill were, and always have been, I presume, supported and paid from, or out of the Colonial Treasury. With very great deference to the opinion and judgment of the Legislature of Nova Scotia, I think that the Title ought rather to have been, "An Act for laying certain Duties and Impositions, and that the words 'cheerfully granted unto your Majesty' &c. are

improperly introduced.

I also entirely agree in opinion with your Excellency that the Duties ought to be collected by, and paid into the Hands of the Collector of His Majesty's Customs, to whom also the Report and Affidavit to be made by the Importer, I think ought to be made, and not to the Treasurer of the Island: although it is generally understood that they are intended by Government for the use of the Island into which the American Articles are imported.

In a similar Act, or rather an Act for imposing the same Duties as passed by the Legislature of this Island, the Duties are to be received by the Collector of the Customs who is to be afterwards paid over by him to the Treasurer. The latter part of the Act was I believe intended to save the King and Council the trouble of issuing Orders for the disposal of the Duties collected: but if I had been in the House of Assembly when the Bill passed, I should have contended for the propriety of leaving the Monies at the disposal of His Majesty, as was done in the former Act.

It appears to me however that there is a material difference between the payment of the Duties immediately to the Collector and paying them to the Treasurer, as the Monies received by the Collector will be more under the power and controul of His Majesty than if paid to the Treasurer. If the Liberty taken by the Colonial Legislatures of appropriating the Duties, should

not be approved by His Majesty. -

I also think that such Clauses as relate to the forfeiture of the Vessels and the Prosecution of them in the Court of Vice Admiralty are unnecessary and therefore improper. - For if the Duties are received by the Collector, the Vessel would not of course be cleared until the Duties were paid. -

The summary mode of proceeding against the Naval Officer in case of his neglect or default, appears to Me also to be highly objectionable. -

There is however another Objection to the Bill which although not noticed in your Excellency's Letter appears to Me so very material that I do not apprehend see how it can be got over. For I observe and I must say with some surprize a Clause in the Bill "Saving and reserving always to His Majesty, his Heirs and Successors the right to vary, or alter the said Order in Council before the expiration of the said Period of twelve Months &c. any thing herein contained notwithstanding." -

The Idea of the Colonial Legislature in an Act passed for imposing Duties by His Majesty's Order in Council reserving a right to His Majesty to alter or terminate that Order when he shall think proper, appears to Me so very new and extraordinary that I can hardly suppose your Excellency will countermand it, by giving your

assent to a Bill containing such a Clause.

I think I can see the reason why such a Clause was introduced. The Act in my humble Opinion very improperly intended to be made perpetual, and not as I think it ought to have been for a year, or other certain time: unless the Duties imposed by the Act should be sooner varied altered or terminated by some other Order or Orders of His Majesty in Council. - The Antigua Act is passed in this manner. But in a perpetual Act it was I suppose, thought necessary to introduce such a Clause as the present. But even in a perpetual Act the Proviso for altering or terminating it, might I think been more respectfully, or cautiously worded. -

As any delay in passing an Act to impose the Duties required by His Majesty's Order in Council may be very inconvenient or prejudicial to the Island of Nevis, it would have been much more satisfactory to Me to have reported in favour of the Bill already sent to your Excellency. But my official duty requires Me to offer it as my humble opinion that the Bill in its present form ought not to receive your Excellency's Assent. -

I have the Honor to be
with great respect
your Excellency's
most obedient

humble Servant

His Excellency

The Captain General (signed) John Burke
and Governor in Chief.

Dec^r 4th 1810. -

yo yo yo

Antigua 10th December 1810.

Sir,

I received this Morning your Letter of the 8th acknowledging the Receipt of my Letter of the 5th of December with enclosures of the 1st and 4th December.

I repeat what I have stated on a former occasion, that it was with infinite mortification I had found myself under the necessity of returning your Bill relative to the Impositions on American Importations. — I by no means dispute the right of a Colonial Legislature to levy the Duties which by an act of that Legislature are imposed for the special purpose of being applied to the service of the Colony, and had that purpose been expressed in the King's Order of Council of the 7th February, I would have made no difficulty in passing it, had there existed no other Objections to the Bill, than that of the Treasurer of the Island being appointed to Levy the said Impositions. — But as in the present instance, this disposition of the Duties is not expressed in the Order in Council, tho' thoroughly understood, I trust the two Houses of Legislature at Nova will conceive it but a just deference and delicacy due to the King, to consent, that there should be no change made in

the usual Junctions of His Majesty's Collector of the Customs in levying the Duties imposed on Importations.

With respect to the Security in case of deficit, it must be recollected that the Collector is bound by Security to the Commissioners of the Customs in England for the sum of the Duties received by him and I take this Security to be fully equal to any that can be given by the Treasurer of the Island. Another Advantage arising from this mode of Collection is, that as no Ship can take its departure without a Clearance from the Collector of the Customs, and that this Clearance would not be given until the Duties are paid, the whole System of Prosecutions proposed in your Bill become unnecessary.

In consequence of my having communicated to the Collector of the Customs at Antigua His Majesty's pleasure, that the Money produced by the Duties on American Importations were to be applied to the purposes of the Colonies in which they were raised, the Collector has been directed to pay that Money by quarterly Payments into the Hands of the Treasurer of the Island, and I trust that upon due Consideration this will be found the most easy and unexceptionable mode

of proceeding at Nevis also, in order to
fulfill the gracious intentions of His
Majesty relative to the appropriation
of the Duties to be levied in that Island
upon American Importations. Allow
Me also to add that I shall feel much
Personal satisfaction if I have the good
fortune to prevail with the Legislatures
of the different Islands of this Government
to pass their Bills with as much Unifor-
-mity to each other as can be obtained.

As the Tonnage Act was passed before
my arrival in this Government I could
have no opportunity of recommending the
same principle, which I now venture to
do, tho' I freely confess that I should have
thought it incumbent upon Me to have
submitted my Opinions and wishes, to both
Houses of the Legislature at Nevis with
the same frankness upon that occasion as
in the present occurrence. -

I have the honor to be

Sir

Sir

D. S. Battle Esq
Nevis

Your most Obedient
humble Servant

H. Elliott

His Honor the President and Council
to the Gentlemen of the Assembly. -

Gentlemen,

We herewith send you a

Letter of the 10th December from the Captain
General expressive of his Sentiments upon
the Bill passed for imposing a Duty on the
Importation of American Articles. - The
President has also laid before the Board
a Letter from the Governor to the Attorney
General with the Attorney General's Reply
upon the same subject, which we deem it
unnecessary to send you, as he has informed
the Board that the Governor sent a Duplicate
to the Speaker of your House. -

By Command
Jno Duke Junr
Clerk of Council
Council Chamber
11th December 1810. -

The Gentlemen of the Assembly
to His Honor the President & Council

This House at the last Meeting came to
the following Resolution, "That the sum of
"one hundred Pounds Current Money be
"appropriated by this House as a Remunera-
"tion to Tho: R. Howe the Printer for what he
"has suffered in consequence of having
"Published the Resolutions of this House",
to which we request the Concurrence of
your Board, and that His Honor the President
will issue an order on the Treasurer for the
payment thereof. -

Assembly Room
11th Decem: 1810. -

Wm Higgin
Speaker

His Honor the President and Council
to the Gentlemen of the Assembly
Gentlemen

This Board concurs with your

House in remunerating the Printer, and
we herewith send you an order drawn by
His Honor the President for the sum of the
hundred Pounds.

By Command
Council Chamber
11th December 1810. J. P. Burke Junr.
Clt of Council

His Honor the President in Council
to the Gentlemen of the Assembly.

Gentlemen

Your House is adjourned to
Friday next the fourteenth instant.

By Command
Council Chamber
11th December 1810. J. P. Burke Junr.
Clt of Council

At a Meeting of the Council this 14th
day of December 1810

Present
The Honorable Thomas J. Co. He Esq. President
The Honorable Walter Maynard Esquire
The Honorable Rev. Samuel Lyons
The Honorable Samuel Lawrence Esquire

For want of another member to make
a Board no Business could be done

At a Meeting of the Council this 17th December
1810.

Present
The Honorable Thomas John Co. He Esq. President
Honorable Walter Maynard Esq.
Honorable John Colthoun Mills Esq.
Honorable Peter Jefferys Esq.
Honorable & Rev. Samuel Lyons
Honorable James Necker Esq.

The Gentlemen of the Assembly
to His Honor the President & Council

We herewith send you for the consideration
of your Board a Memorial to His Excellency
the Governor respecting the Collection and
appropriation of Duties on American Produce
and request your Sentiments thereon.

Assembly Room
17th Decem^r 1810.

Wm. Higgins
Speaker

May it please your Excellency

We
of the Island of Nevis, having received the
Bill intituled "An Act for Granting an Aid
unto His Majesty by certain Duties and
Impositions on the Importation of certain
Articles permitted by His Majesty's Royal
Order in Council to be brought into His
Majesty's Islands and Colonies in the West
Indies in any Ships or Vessels belonging to
the Subjects of any State in Amity with His
Majesty and for Repealing an Act to the
same purpose dated the eleventh day of

"January one thousand eight hundred and ten"
beg leave to express our regret that it has not
met with your Excellency's approbation,
notwithstanding the Alterations which we
have already made with the hope of affording
satisfaction to your Excellency. — We thank
your Excellency for the Memo Paper which
contains the Copy of the Antigua Bill, but
cannot consider it as a precedent for us. —

In laying Duties on Articles imported into
this Island, it has ever been the Custom of the
Legislature to order the Duties so imposed
to be paid into the Hands of the Treasurer for
the use of the Colony as you will find by
various Acts of this Island, Copies of which
we herewith transmit, and more particularly
by the late Tonnage Act, which lays a Duty
on Salt Fish &c, in which the Money so raised,
is ordered, + + + + to be paid into the Hands
of the Treasurer of the Island: — His Majesty
having most explicitly signified by the Letter
of the Secretary of the Lords of the Privy Council
for Trade, and the accompanying Letter of
my Lord Liverpool, his intention that the
Produce of such Duties should be appropriated
for the use of the Island. — As the mode
proposed by your Excellency of paying these
Duties into the Hands of His Majesty's Collector
of the Customs, would be an innovation
on the established Usage of the Legislature
of this Island as it would be attended
with much additional trouble and expence
and does not appear to us to have been

intended by His Majesty's Order in Council,
we humbly request that your Excellency will
be pleased speedily to take the matter again
into consideration, as we are now suffering
and likely more seriously to suffer from the
want of Provisions till this Bill is passed,
however advantageous it may ultimately
prove to the Colony. —

On Motion made and recorded, Resolved
that it is the Opinion of this Board upon Con-
sideration of the Memorial proposed by the
House of Assembly upon the subject of the
Objections made by His Excellency the Captain
General to the passing the Act Intituled "An
Act for Granting an Aid unto His Majesty
by certain Duties and Impositions on the
Importation of certain Articles permitted
by His Majesty's Royal Order in Council to
be brought into His Majesty's Islands and
Colonies in the West Indies in any Ships or
Vessels belonging to the Subjects of any State
in Amity with His Majesty and for repealing
an Act to the same purpose dated the eleventh
day of January one thousand eight hundred
and ten" — that the most respectful and com-
-prehenive mode of communicating the
sense of the Legislature to His Excellency in
reply to such Objections, and for the purpose
of inducing him to relax his determination
not to pass the Bill in its present form, will be
by a joint Letter to be written by His Honor
the President and the Speaker of the
Assembly; they taking for their guide the
Reasons and Arguments contained in the

said Memorial; and that if the House of Assembly agree with this Board in adopting such mode, that His Honor the President and His Honor the Speaker be requested to prepare such Letter to His Excellency before the Board and House adjourn. —

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen,

We request your concurrence in the Resolution herewith sent. —

Council Chamber
December 17th 1810. —

By Command
J^{ts} Burke Jun^r
Clk of Council

The Gentlemen of the Assembly
To His Honor the President and Council

This House having taken into consideration the Resolutions of your Board respecting the Memorial to the Governor, are of Opinion that the Memorial is the most regular mode of communicating the Sentiments of the Legislature to His Excellency, but are ready to attend to any alterations or additions your Board shall recommend. —

Assembly Room
17th Decem^r: 1810. —

W^m Higgins
Speaker

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen,

This Board feels extremely

anxious to cooperate with your House in the application to the Governor for obtaining his assent to the Bill for laying a Duty on the Importation of American Articles. — His Excellency having in a Letter to the President and Speaker stated his objection to passing the Bill, this Board hopes your House will coincide in the correctness and propriety of appointing the President and Speaker to reply to such objection, and to state such further Arguments as may be likely to induce his Excellency to reconsider the Subject and pass the Bill. —

Council Chamber
December 17th 1810. —

By Command
J^{ts} Burke Jun^r
Clk of Council

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen

Your House was adjourned to Wednesday the nineteenth instants. —

Council Chamber
December 17th 1810. —

By Command
J^{ts} Burke Jun^r
Clk of Council

At a Meeting of the Council this 19th
December 1810 Present

The Honorable Thomas John Cottle Esq. President
The Honorable Walter Maynard Esquire
The Honorable Peter Jefferys Esquire
The Honorable Samuel Jefferys Esquire
The Honorable James McKee Esquire
The Honorable Samuel Lawrence Esquire

In want of an Assembly no Business could be done

At a Meeting of the Council this 32nd day
of December 1810. -

Present

The Honorable Thomas John Gouge Esq^r President
Honorable John Colhoun Mills Esq^r
Honorable Peter Jefferys Esq^r
Honorable P. Res. Samuel Lyons
Honorable James Weeks Esq^r
Honorable Henry Karoline Esq^r
The Gentlemen of the Assembly
To His Honor the President & Council. -

This House having taken into considera-
tion your Message of the 17th instanc^t, agree
with your Board as to the propriety of a joint
Letter to be written by His Honor the President
and Speaker upon the subject of the Objections
made by His Excellency the Governor in Chief
to the passing the Act Intituled "An Act for
Granting an Aid to His Majesty" &c. -

Assembly Room
32nd Decem^r 1810. &

Wm. Higgins
Speaker

The Gentlemen of the Assembly
To His Honor the President & Council.

We request your Concurrence to the
Resolutions herewith sent. -

Assembly Room
22nd Decem^r 1810. &

Wm. Higgins
Speaker

On Motion made & recorded, Resolved
that the sum of fifty Joes be offered as a

Reward for the Apprehension of a Mulatto
Man named Frederick Stead - if such
Person so apprehending shall be a Slave
that his Manumission be purchased by
the Legislature. -

On Motion made & recorded Resolved,
that the sum of one hundred Pounds Cur-
rency of Annam be given to Horner Jennings
to enforce the Ticket Act and to keep the Key
of the Cage for ^{the} admission of Offenders. -

His Honor the President and Council
to the Gentlemen of the Assembly. -

Gentlemen

This Board concurs with your
House that the sum of fifty Joes be offered as a
Reward for the apprehension of a Mulatto
Man named Frederick Stead, and if such
Person so apprehending him shall be a
Slave that his Manumission be purchased
by the Legislature; also that the sum of one
hundred Pounds Currency of Annam be
given to Horner Jennings to enforce the
Ticket Act, and to keep the Key of the Cage
for the admission of Offenders. - But this
Board takes the liberty to suggest to your House
the propriety of passing an Act, not only to
give the Person appointed with a Salary of
one hundred Pounds per Annam, Power
to enforce the Duties mentioned in the
Resolution of your House, but also to
enlarge his Powers as a General Constable.

or Police officer. -

Council Chamber
22nd December 1810. -

By Command
Jn Burke Junr.
Clk of Council

His Honor the President in Council
to the Gentlemen of the Assembly. -
Gentlemen

Your House is adjourned. -

Council Chamber
23rd December 1810. -

By Command
Jn Burke Junr.
Clk of Council

At a Meeting of the Council the 7th day
of January 1811. -

Present

The Honorable Thomas John Cottle Esq^r President
Honorable Walter Maynard Esq^r
Honorable John Colhoun Mills Esq^r
Honorable Peter Jefferys Esq^r
Honorable & Rev^d Samuel Lyons
Honorable James Meekes Esq^r
Honorable Samuel Laurence Esq^r -

His Honor the President laid before the Board
the following Letter to the Captain General. -

Copy of a Letter to His Excellency the Governor
dated New^{ly} December 22nd 1810. -

Sir,

After a very full discussion in two
successive Meetings of the Council & Assembly
of this Island upon the subject of your

Excellency's several Letters of the 28th Novem^r
and the 5th and 10th of December relative to the
Duties to be raised on Importations from the
United States of America. - We are called
upon by the Unanimous Resolutions of those
respective Bodies to reply to your Excellency's
Communications. -

Performing the Task which has thus
devolved to us, we have the Honor to address
your Excellency, and we shall endeavour as
accurately as possible to convey to your Excellency
the Reasons which have actuated the Legisla-
ture in reply to the Objections and Difficul-
ties stated by your Excellency and confirmed
by the Opinion of His Majesty's Attorney General
respecting the Bill offered by the Legislature
of this Island for your Excellency's assent. -

We are instructed to acknowledge the
sorrow which the Legislature entertain of
your Excellency's anxious desire to forward
the Object in Question by your Transmission
to us of an Antigua Newspaper, which
contained the Substance of the Bill already
passed in that Island, and at the same
time that we have a proper deference to
the Wisdom and Prudence of the Legislature
of that Island, we are respectfully to submit
to your Excellency's Consideration that the
Ground which the Legislative Body of one
Island think it right to pursue in framing
the Laws of that Colony ought not to be
implicitly adopted as the regulation of
another, and equally independent Legisla-
tive Body. - And we humbly submit to your
Excellency's notice a recent Fact which
corroborates the Propriety of this Principle. -

In

In the Act which laid the Duty on Soinage
called Fish &c imported in American
Vessels which was equally novel to the Colonies
as in the present, and which was framed
under the direction of His Majesty's
Order in Council as in the present Case,
the Legislature of this Island considered
that His Majesty's Ministers could not have
intended thus to Levy Money for His Majesty's
Use and reflecting that the Tax was indi-
rectly a Tax upon the Colonists passed a
Bill for those purposes reserving the Duties
to be paid to the Treasurer for the purposes of
the Colony. -

The Legislature of Antigua having
previously passed An Act under the same
Order in Council considered the Duties
to be for the Use of His Majesty, and reserved
them accordingly. - The then Commander
in Chief (Mr. Tison) adopted the Opinion
of the Legislature of Antigua, and refused
to pass the New Act: and thus the matter
rested until His Majesty's Pleasure was
signified by a Letter under date the 23rd of
October 1806 from the Lords of the Council
for Trade &c and the Letter of which we
have the honor to transmit a Copy herewith
from the Care of Liverpool under date the
2nd November which expressly stated that
these Duties should be reserved "for the public
Purposes and Services of the Colony and the
support of the Government thereof" - And
in consequence thereof the Act of this
Island was passed as it was originally

framed. And in order to evince to your
Excellency, that this side is not without further
Precedent we take the liberty to transmit to
your Excellency herewith three distinct Acts
of the Legislature of this Island (levying
Duties on Importations whereto as in every
other Act for raising Money for the use of
the Colony, the Treasurer is appointed as the
Receiver of the Duties, and your Excellency
will observe in one of the Acts that his Person
is expressly guarded by Penalties as the
Collector would be. -

We have the Honor to reply to your
Excellency's Objection to the Title of the
Bill that however incongruous it may
appear that a Bill intitled "An Act for
granting an Aid to His Majesty" should
reserve the Grant to colonial Purposes
(and we respectfully submit to your Excellen-
cy that the Legislature has frequently ad-
verted to the same Objection) yet as it is
prescribed by His Majesty's 20th Instruction
to his Governors the Legislature has always
considered itself bound to adopt this form.
But we are instructed most respectfully
to state to your Excellency that if by adopting
the form suggested by His Majesty's Atto-
rney General the Bill may be entitled
"An Act

and your Excellency will in that form
pass the Act the Legislature will most
happily meet your Excellency's Wish, and
we presume that in this Case the Attorney
General means to relax his Opinion of

the necessity of making the Import payable to the Collector of the Customs

We have the honor in further reply to your Excellency's objections to state that in regard to the Clause which subjects Vessels under certain Circumstances to be prosecuted in the Courts of His Admiralty, the Legislature is aware that such a Clause may not be actually necessary in as much as the present existing laws in respect to Breaches of Trade &c might be applicable to the Punishment of Delinquents under this Act, yet that the Introduction of such a Clause in an Act which from its nature will afford the Captains of American Vessels strong Inducements and various Opportunities for evading the Duties, is, as we humbly submit to your Excellency not an improper means of deterring the Importers from the Practice of such Evasions. And if a Precedent were required to justify the Legislature of this Island for the Introduction of such a Clause it would be found in the Grenada Donnage Act which was passed during the Command of Mr. Aday who was also Attorney General of that Island, and who as we believe has been ever considered eminent for his legal Knowledge.

Of this Act we have taken the Liberty to transmit a Copy for your Excellency's perusal.

We have the Honor in further reply to your Excellency's objections and more especially to the suggestion of His Majesty's Attorney General to state to your Excellency that

in the Clause of the present Bill which makes that part of His Majesty's Order in Council relating to the Continuation or Termination of His Royal pleasure in respect to the Importation of American Produce into the Colonies an enacting Clause, there is an evident inaccuracy as instead of an Enacting Part it is intended only as a mere recital of that part of His Majesty's Order, and to shew by what means the Existence of the Bill might be terminated; but by no means as the Attorney General apprehends introduced with any sinister View. We are proud to declare to your Excellency that no such view could possibly have existed in the Legislature of this Island for the introduction of this objectionable Clause, and we beg leave to suggest to your Excellency that a slight Alteration will place it beyond the reach of such a suspicion.

We beg leave to assure your Excellency in addition to the reasons we have thus the Honor to make known to you that we should have the greatest satisfaction in being instrumental to the Wishes of your Excellency to make the duties intended to be imposed by the Act in Question payable to His Majesty's Collector if we were not convinced that such a Precedent would innovate most materially upon the established Usage of the Colony and that in a general Political View it might be attended with the most important

Consequences to the Interests of the British West Indies. A Consequence which we most anxiously hope and believe is not in the Contemplation of His Majesty's Ministers, and which we most ardently desire may be averted from the measure of our other Calamities. —

We have from the nature of the Resolutions of the Bodies which we have the Honour to preside over claimed your Excellency's Attention to such Length as induces us to hope for your Indulgence and we have now only to add to this discharge of our Duty the painful but necessary Task of calling your Excellency's Attention to the present alarming Situation of the Colony in which several Estates have for some Weeks past been without allowance for their Slaves, and we are confident your Excellency's benevolent Heart and paternal Regard for the Colonies under your Government will induce you to overlook formal inaccuracies and technical distinctions, if you are satisfied as we sincerely hope you will be that His Majesty's Intentions will not be frustrated by the mode which we have adopted of paying the Duties to the Colonial Treasurer.

We have the Honour to be

Yr. &c. &c.

signed by the President
and Speaker

His Honor the President then laid before the Board the following Letter from ^{the} Captain General. —

Antigua, 4th Jan^y. 1811. —

Gentlemen,

I had the Honor to receive on the 2^d inst. the joint Letter you have addressed to Me, in conformity to the Unanimous Resolution of the Council and Assembly of Nevis, respecting the Objections I had stated, and which were confirmed by the Opinion of His Majesty's Attorney General, to the passing of the Bill relative to the Duties to be levied upon Imports from the United States of America. —

I did not fail to send that Letter the next Morning to the Attorney General, who is unfortunately confined with a severe fit of the Gout, — and I have within this last Hour received from him the following Opinion upon it: —

"I have perused the Letter from the President and Speaker of Nevis to your Excellency, with the accompanying Papers, which you have been pleased to lay before Me; but none of the reasons offered by them have in the least altered the Opinion which I had the honor to submit to your Excellency's consideration."

It therefore now only remains for Me to trouble you with some Observations as they strike Me, upon different Paragraphs of your Letter, — without reference to the

Opinion of any other Person. —

1. — The inference implied from my having communicated the Antigua Act to the President, that I by that Step meant in any degree to insinuate that the Legislative Body of one Island within this Government was not equally independent with the Legislative Body of another, appears to Me to be a forced and unnatural Construction of what I meant merely as a mark of deference and Civility to the Gentlemen to whom I addressed a Copy of the Antigua Act, — upon the supposition that he might have conceived it to be an useful document, in the then existing circumstances. — And I can assure you with perfect truth, that if I had received a Nevis Act passed previous to an Antigua Act, and upon the same subject, I should have equally communicated it to the President of the Council of Antigua; — who, I am fully persuaded, would not have entertained the slightest suspicion from thence, that I meant to inculcate so strange, and as yet, unheard of, a principle, as that the Legislature of one Island was to be guided in its ultimate decisions by those of the Legislature of another Island, perfectly distinct, separate, and independent. —

When I communicated the Antigua Act to Mr. Julius, President of the Council of St. Christopher, He thanked Me for it,

and expressed his Opinion that it would be useful in facilitating the troublesome Calculations of reducing the Valuations of the Jamaica Currency into that of the Leeward Islands. —

Should however my Conduct in this Respect have really created a disagreeable Impression upon the two Houses of the Legislature of Nevis, I beg you will make my sincere Apology, for an Error, into which I have fallen so very inadvertently.

2. — No better justification can be offered for the respectful Conduct of the Legislature of Antigua, in regard to their having passed the Tonnage Act without an appropriating Clause, than that they were guided in this by their laudable Confidence in the fair dealing of the British Government, founded upon past Experience and the revered Character of their Sovereign, — from both of which Considerations they were well assured that no intention could be entertained of encroaching upon the System so long established between the Colonies and the Mother Country. — Mr. Fawcener's subsequent Letter sufficiently proves that their Confidence was well placed; and that the Interest of their Colony was not injured by their delicacy in having framed an Act, in strict conformity, and without any Addition of their own, to one of His Majesty's Orders in Council. —

3. You have quoted the 22nd Article of

my Instructions, in support of the propriety of your having entitled the Bill "An Act for Granting an Aid to His Majesty". I have referred to that Article of my Instructions, and find no such word in it, the insertion of which in an Act would imply that the Money to be raised was to be applied not to the use of the Colonies, but solely to the use of His Majesty, for what other purposes He might choose to direct, and in that case the Money ought to be collected by the Collector of the Customs, and not by the Treasurer of the Island.

I therefore think if you judge it expedient to alter the Title of the Bill, in the form proposed, viz^d "An Act for laying certain Duties and Impositions, to the appointing the Treasurer to collect the impost, instead of the Collector of the Customs, will be less objectionable, and more particularly so, if express mention be made, according to the tenor of the said 22nd Article of my Instructions, that the Money so levied is granted or reserved to His Majesty, His Heir and Successors for the Public uses of the Colony, and for the support of the Government thereof. - The omission of which I consider as a deficiency in the Acts which have been passed without it, since the terms above mentioned are clearly prescribed in the 22nd Article of the Instructions. -

4 As to the Clause which subjects Vessels under certain Circumstances to be Prosecuted in the Court of Vice Admiralty, &c. - I entirely concur in the Opinion sent to you of His Majesty's Attorney General of the Seeward Islands, and I consider the Penalties in contemplation to be levied on the Naval Officer objectionable as being too severe. - The precedent quoted of an Act passed by Mr. Aclay who was Commander in Chief and Attorney General of the Island of Grenada does not diminish the weight it is incumbent upon Me to give to the Official Opinion of His Majesty's Attorney General for the Seeward Islands, to whom it is my duty to apply in all Cases of doubt, and in whose consummate abilities, Wisdom and Integrity, I have the most implicit Confidence. - I see therefore with satisfaction that you do not consider the re-insertion of the Clause alluded to, as a necessary part of the new Bill. - In the three Acts which I have already passed in the Seeward Islands, if my memory does not fail Me, no allusion is made to the eventual Prosecution of the Naval Officer, or of any other public Officer, - although the Masters of Ships are subjected to be Prosecuted for Perjury, in case of having made any false Deposition on oath, of certain Articles sold

and disposed of by them. —

5. I cannot judge how far the slight alteration you propose will meet the Objections stated by the Attorney General to the Clause relating to the termination of the Bill, until it has been submitted to Me. —

6 I must express my regret, that the end of the concluding Paragraph but one of your Letter, alludes to an Hypothesis under which is conveyed an Imputation on no less groundless than it is unbecom-
-ral towards His Majesty's Ministers. —

It is with pain I learn the distress of the Islands of Nevis, which you will without doubt lose no time in relieving, by forming such a Bill as may enable me to pass it with all possible expedition, as I have already done those of the other Legislatures of this Government. —

I have the honor to be

Gentlemen

Your most Obedient
humble Servant

H. Elliot.

To the Honorable

Thomas J. Cottle Esq^r

President of His Majesty's Council

and

The Honorable

William Higgins Esq^r

Speaker of the Assembly

Nevis

The Gentlemen of the Assembly
To His Honor the President & Council. —

We herewith send you a Bill intituled
"An Act for laying certain Duties" &c, which
has passed this House. —

Assembly Room
7th Jan^y 1811. —

W^m Higgins
Speaker

Motion made by the Honorable John
Cottoun Esq^r, and seconded by the
Honorable James Weekes Esq^r that the said
Bill be read a first time, and it was read
a first time accordingly. —

Motion made by the Honorable James
Weekes Esq^r and seconded by the Honorable
Walter Maynard Esq^r that the said Bill
be read a second time, and it was read
a second time accordingly. —

Motion made by the Honorable James
Weekes Esq^r and seconded by the Honorable
and Rev^d Samuel Lyon that the said
Bill be read a third time, and it was
read a third time accordingly. —

His Honor the President then put to
vote, whether the said Bill should pass
into a Law, and it passed the Board ac-
-cordingly. —

His Honor the President and Council
To the Gentlemen of the Assembly. —
Gentlemen

We herewith return you the
Bill intituled "An Act for laying certain

Duties &c. which hath passed this Board.

We are ready to concur with your House in hiring a Vessel for the immediate Conveyance of this Bill to the Captain General; the necessitous state of the Country rendering any further delay dangerous. — The President has signed an Order on the Treasury for two Joes to be paid Mr. Keritish as the proportion of the Island in the expense of a Vessel that brought down the Mail from Antigua on the 28th of November last. —

Council Chamber
7th Jan^y 1811. —

By Command
Jn. Burke Junr.
Clt. of Council

His Honor the President in Council
to the Gentlemen of the Assembly. —

Gentlemen

Your House is adjourned. —

Council Chamber
14th Jan^y 1811. —

By Command
Jn. Burke Junr.
Clt. of Council

+

At a Meeting of the Council this 9th day of
February 1811. —

Present

The Honorable Thomas John Cottle Esq^r President.
Honorable Walter Maynard Esq^r.
Honorable John Colthoun Mills Esq^r.
Honorable Peter Jefferys Esquire
Honorable & Rev. Samuel Lyons.
Honorable James Wecker Esq^r.
Honorable Samuel Laurence Esq^r. —

¹⁰ The Honorable John Colthoun Mills Esq^r
this day laid before the Board the following
Report. —

Given February 6th 1811. —

The Joint Committee appointed to super-
intend the New Public Buildings beg leave
to Report to the Board of Council and House
of Assembly that the Contractor has prepared
the Foundation of such Building, and is
now ready to lay the first Stone for the work
above the Ground. — And the Committee take
the Opportunity of acquainting the Board and
House that they have deemed it to be essential
to the Ornament of the Building to suggest
to the Contractor the propriety of making a
colonnade, or Gallery along the Front of such
Building, the extent of the Court Room be-
tween the wings, which the Contractor has
agreed to, without any additional Charge
to the Country, and the Committee hope for
the concurrence of the Board and House in
this exercise of the Duties reposed in them.

Jn. Colthoun Mills
Chairman.

His Honor the President and Council

To the Gentlemen of the Assembly. -

Gentlemen,

We send you a Report of the joint Committee appointed to superintend the new Public Buildings, which has met the approbation of this Board, for the consideration and approval of your House. -

Council Chamber }
9th February 1811. -

By Command
In: Burke Junr }
Clk of Council

The Gentlemen of the Assembly. -

To His Honor the President & Council.

This House having taken into Consideration the Report of the joint Committee appointed to superintend the new Public Buildings, concurs with your Board that the same should be carried into effect. -

Assembly Room }
9th Feb^r 1811. -

Wm. Higgins }
Speaker

His Honor the President and Council

To the Gentlemen of the Assembly. -
Gentlemen,

The Committee having reported to this Board that the Contractor with such a state of forwardness as to be now ready to lay the first Stone of the Building, we submit to your House the Propriety of the Legislature meeting on some day in the next week, and moving in a Procession for the purpose of laying the first Stone with the usual formalities and that the Committee be empowered to order a Dinner on the Occasion for the

Members of the Legislature and the other Public Functionaries of the Colony to celebrate the Erection of a set of Buildings, which the Colony has so long stood in need of. -

Council Chamber }
9th February 1811. -

By Command
In: Burke Junr }
Clk of Council

The Gentlemen of the Assembly

To His Honor the President & Council

We herewith send you an Account for Books furnished by Mr. Slater to the Secretary for the Public Records, and request that His Honor the President will issue an Order on the Treasurer for the payment thereof. -

Assembly Room }
9th Febr^y 1811. -

Wm. Higgins }
Speaker

14. The Gentlemen of the Assembly

To His Honor the President & Council. -

This House concurs in opinion with your Board that the Legislature should meet any day next week that His Honor the President shall appoint for the purposes expressed in your last Message: and that the Committee be empowered to order a Dinner on the occasion for the Members of the Legislature and their officers. -

Assembly Room }
9th Febr^y 1811. -

Wm. Higgins }
Speaker

His Honor the President in Council

To the Gentlemen of the Assembly. -
Gentlemen,

Your House is adjourned to Wednesday the thirteenth instant: -

By Command
In: Burke Junr }
Clk of Council

At a Meeting of the Council the 13th February
1811

Present

The Honorable Thomas John Cottle Esq. President
The Honorable John Colthoun Mills Esquire
The Honorable Peter Jefferys Esquire
The Hon. V. Red. Samuel Lyons
The Honorable James Wickes Esquire
The Honorable Samuel Lawrence Esquire

His Honor the President and Council
to the Gentlemen of the Assembly

Gentlemen,

This Board has leave to inform your
House that they are ready to proceed to the ground
laid out for the Public Building pursuant to the
Resolution of the last meeting

Council Chamber
13th Feb 1811

By Command
J. Wickes Esq.
Clerk of Council

at a Meeting of the Council this 28th February 1811 -

Present

The Honorable Thomas John Cottle Esquire President
The Honorable Walter Maynard Esquire
The Honorable John Colthoun Mills Esquire
The Honorable Peter Jefferys Esquire
The Honorable V. Red. Samuel Lyons
The Honorable James Wickes Esquire
The Honorable Samuel Lawrence Esquire
The Honorable Henry Rawlins Esquire -

His Excellency Hugh Elliot Esquire this day came
into Council and produced his Commission under
the Great Seal of Great Britain appointing him
Captain General and Governor in Chief - also his
Commission under the Great Seal of the High
Court of Admiralty of Great Britain appointing
his Excellency Vice Admiral R. R. R. of the Second
Islands, and directed them to be read, which
was accordingly done openly in the following
words. -

George the Third by the Grace of God
of the United Kingdom of Great Britain and
Ireland King Defender of the Faith to our hearty
and well beloved Hugh Elliot Esquire Greeting
We reposing especial Trust and Confidence in
the prudence, Courage, and Loyalty of you the said
Hugh Elliot of our especial Grace certain knowledge
and mere Motion have thought fit to constitute
and appoint and by these Presents do constitute
and appoint you the said Hugh Elliot to be our
Captain General and Governor in Chief in and
over our Islands of St. John Saint Christopher &c.
Montserrat Antigua Barbuda Anguilla and
all other our Islands Colonies and Plantations
in America commonly called or known by the
name of our Charibbee Islands lying and being
to Seeward from Guadaloupe to the Islands off

Saint John De Porto Rico which now are, or
hereafter shall be under our Subjection and
Government. And We do hereby require and
Command you to do and execute all Things
in due manner that shall belong to your said
Command and the Trust we have reposed in
you according to the several Orders and directions
Granted or appointed you by this present
Commission and the Instructions herewith
given you or by such further Powers Instructions
and Authorities as shall at any time hereafter
be Granted or appointed you under our Signet
and Sign Manual or by our Order in our
Privy Council and according to such reasonable
Laws and Statutes as are now in force or hereafter
shall be made and agreed upon by you with
the Advice and Consent of the Councils and
Assemblies of the respective Islands and
Plantations under your Government in such
manner and form as is hereafter expressed
And Our Will and pleasure is that you the
said Hugh Elliot after the Publication of these
our Letters Patent do in the first place take the
Oaths appointed to be taken by an Act passed
in the first year of the Reign of King George the
first intituled "An Act for the further Security
of His Majesty's Person and Government and
the succession of the Crown in the Heirs of the
late Princess Sophia being Protestants and for
extinguishing the hopes of the pretended Prince
of Wales and his open and secret Abettors" as
altered and explained by an Act passed in
the sixth year of our Reign intituled "An Act
for altering the Oath of Abjuration and the
Oath of Supremacy and for amending so much of an
Act of the seventh year of her late Majesty
Queen Ann, intituled "An Act for the

"Improvement of the Union of the two Kingdoms"
as after the time therein limited required the
delivery of certain Lists and Copies therein
mentioned to Persons indicted of High Treason
or Suspicion of Treason" as also that you make
and subscribe the Declaration mentioned
in an Act of Parliament made in the twenty
fifth year of the Reign of King Charles the
second intituled "An Act for preventing
Dangers which may happen from Popish
Recusants and likewise that you take the
usual Oath for the due Execution of the Office
and Trust of our Captain General and
Governor in Chief in and over our said Islands
for the due and impartial Administration
of Justice And further that you take the
Oath required to be taken by Governors of
Plantations to do their utmost that the
several Laws relating to Trade and Plantations
be observed which said Oaths and Declarations
our said Councils respectively or any three of the
members of each of them have hereby full Power
and Authority and are required to tender and
Administer unto you and in your absence to our
Lieutenant General of our said Seaward Islands
and to our Lieutenant Governor of each respective
Island or Islands all which being duly performed
you shall Administer to each of the Members
of our said Councils and to our Lieutenant
General and Lieutenant Governor aforesaid
the said Oaths mentioned in the said Act
intituled "An Act for the further security of
His Majesty's Person and Government and the
succession of the Crown in the Heirs of the late
Princess Sophia being Protestants and for
extinguishing the hopes of the pretended Prince

of Wales and his heirs and secret Abettors as
altered and explained by the said Act for
altering the Oath of Abjuration and the
Affirmance and for amending so much of
an Act of the seventh Year of her late Majesty
Queen Ann intituled "An Act for the
improvement of the Union of the two Kingdoms
as after the time therein limited required
the delivery of certain Lists and Copies therein
mentioned to Persons Indicted of High Treason
or Suspicion of Treason as also cause them to
swear and subscribe the aforementioned
Declaration and to administer to them the Oath
for the due execution of their places and Trusts
And We do hereby give and grant to you full
power and Authority to suspend any of the
Members of our said Councils from sitting
talking and assisting therein if you shall find
just Cause for so doing and also in like
manner to suspend any of our said Lieutenant
Governors of our said Islands from the execution
of their Commands and to appoint others in
their stead until our pleasure shall be known
And if it shall happen that by the death or
departure out of our said Islands respectively
suspension of any of our said Councillors or
otherwise there shall be a Vacancy in any of
our said respective Councils five of the
Members of each of which we do hereby
appoint to be a Quorum Our Will and pleasure
is that you signify the same unto us by the
first Opportunity that we may under our
Signet and sign Manual constitute and
appoint others in their stead But that our
Affairs at that distance may not suffer for

want of a due number of Councillors if ever
it shall happen that there be less than seven
of them residing in any of our said Islands
respectively We do hereby give and Grant
unto you the said Hugh Elliot full power
and Authority to choose as many Persons out
of the principal Freeholders Inhabitants of
our said Islands respectively as will make
up the full number of each Council to be
seven and no more which Persons so chosen
and appointed by you shall be to all intents
and purposes Councillors in our said respective
Islands till either they shall be confirmed
by us or that by the nomination of others by
us under our Signet and sign Manual our
said respective Councils shall have each of
them seven or more Persons in them And
We do hereby give and Grant unto you full
Power and Authority with the Advice and
Consent of our said Councils respectively
from time to time as need shall require to
summon and call General Assemblies of the
Freeholders and Planters jointly or severally
within any of our Islands under your Govern-
ment according to the Custom and Usage
of our said Islands and Our Will and
pleasure is that the Persons ^{thereupon} duly elected by
the major part of the Freeholders of the respec-
tive Parishes or Precincts and so returned
shall before their sitting take the Oaths men-
tioned in the first recited Act altered as
above as also make and subscribe the afore-
mentioned Declaration which Oaths and
declaration you shall commiserate fit

for Persons under our Public Seal of those our
Islands to know and Administer unto them
And until the same shall be set down and
subscribed no Person shall be capable of sit-
ting though elected And We do hereby
declare that the Persons so elected and
qualified shall be called and deemed the
Assembly of that Island or Plantation or those
Islands or Plantations wherein they shall
be chosen or of our said Islands in general
And that you the said Hugh Elliot or in
your absence our said Lieutenant General
or Lieutenant Governor by and with the
advice and Consent of our said respective
Councils and Assembly or the major part of
them shall have full Power and Authority to
make constitute and ordain Laws Statutes
and Ordinances for the public Peace welfare and
Good Government of our said Islands jointly or
severally and of the People and Inhabitants
of them and such others as shall resort therunto
And for the benefit of us our Heirs and Successors
which said Laws Statutes and Ordinances are
not to be repugnant but as near as may be agree-
able to the Laws and Statutes of this our United
Kingdom of Great Britain and Ireland + +
Provided that all such Laws Statutes and
Ordinances of what nature or duration soever
be within three Months or sooner after the
making thereof transmitted unto us under the
Public Seal for our approbation or disallowance
of them as also duplicated thereof by the next
Conveyance And in case any or all of the
said Laws Statutes and Ordinances not before
confirmed by us shall at any time be

disallowed and not approved and so signified
by us our Heirs or Successors under our or their
Signet and sign Manual or by order of our
or their privy Council unto you the said Hugh
Elliot or to the Commander in Chief of our
said Islands for the time being then such
and so many of the said Laws Statutes and
Ordinances as shall be so disallowed and not
approved shall from thenceforth cease determine
and become utterly void and of none effect
any thing to the contrary thereof notwithstanding
And to the end that nothing may be passed
or done by any of our said Councils or Assem-
-blies to the prejudice of us our Heirs or Successors
We Will and ordain that you the said Hugh
Elliot and in your absence our Lieutenant
General or Lieutenant Governor respectively
shall have and enjoy a negative Voice in
the making and passing of all Laws Statutes
and Ordinances as aforesaid And that you
or in your absence our said Lieutenant
General or Lieutenant Governor respectively
shall and may likewise from time to time
as you or they shall judge it necessary adjourn
prorogue or dissolve all General Assemblies
as aforesaid AND WE do hereby authorize and
empower you to keep and use the Public Seal
appointed for sealing all things whatsoever
that pass the Great Seal of our said Islands
And WE do further give and Grant unto
you the said Hugh Elliot full power and
Authority from time to time and at any
time hereafter by yourself or by any other to
be authorized by you in that behalf to + +

Administer and give the Oaths mentioned
in the aforesaid Act for the further Security
of His Majesty's Person and Government
and the Succession of the Crown in the
Heirs of the late Princess Sophia being + +
Protestants and for extinguishing the Hopes
of the pretended Prince of Wales and his
open and secret Abettors as altered and
explained by the aforesaid Act for altering
the Oath of Abjuration and the aforesaid
and for amending so much of an Act of the
seventh year of the late Majesty Queen Anne
intituled an Act for the improvement of the
Union of the two Kingdoms as after the time
therein limited requires the delivery of
certain Lists and Copies therein mentioned
to Persons indicted of High Treason or misprision of Treason to all and every such Person
or Persons as you shall think fit who shall at
any time or times pass into any of our said
Islands or shall be resident or abiding there
And We do by these Presents give and grant
unto you the said Hugh Elliot full power and
Authority with the advice and consent of
our said Councils respectively to erect consti-
tute and establish such and so many Courts
of Judicature and Public Justice within
our respective Islands under your Government
as you and they shall think fit and necessary
for the hearing and determining of all
Causes as well Criminal as Civil according
to Law and Equity and for awarding of
Execution thereupon with all reasonable
and necessary Powers Authorities Fees and

Privileges belonging thereunto as also to
appoint and Commissionate fit Persons in
the several parts of your Government to + +
administer the Oaths mentioned in the
aforesaid Acts as also to tender and ad-
minister the aforesaid Declaration to
such Persons belonging to the said Courts as
shall be obliged to take the same And
We do hereby grant unto you and in your
absence to our Lieutenant General or + +
Lieutenant Governor respectively full power
and Authority to constitute and appoint
Judges and (in Cases requisite) Commissioners
of Oyer and Terminer Justices of the Peace
Sheriffs and other necessary Officers and + +
Ministers in all and every our said Islands
for the better Administration of Justice and
putting the Laws in Execution and to admi-
-nister or cause to be administered unto them
such Oath or Oaths as are usually given for the
due Execution and performance of Offices
and Places and for the hearing of Suit in
Judicial Causes And We do hereby give
and grant unto you full Power and Authority
where you shall see Cause or shall judge
any Offender or Offenders in Criminal + +
Matters or for any Fines or Forfeitures due
unto us fit Objects of our Mercy to pardon all
such Offenders and remit all such Offences
Fines and Forfeitures (Treason and Wilful
Murder only excepted) in which Cases you
shall likewise have Power upon extraordi-
-nary occasions to grant Reprieves to the
Offenders until and to the intent our

Royal Pleasure may be known therein
And whereas it belongeth unto us in
right of our Royal Prerogative to have the
Custody of Idiots and their Estates and to
take the profits thereof to our own use finding
them Needy parties and also to provide for
the Custody of Lunatics and their Estates
without taking the Profits thereof to our own
use And whereas while such Idiots and
Lunatics and their Estates remain under
our immediate Care great Trouble and
Charges may arise to such as shall have
occasion to resort unto us for direction
respecting such Idiots and Lunatics and
their Estates and considering that Writs of
Inquiry of Idiots and Lunatics are to issue
out of our several Courts of Chancery as well
in our Provinces in America as within this
our United Kingdom respectively and the
Inquisitions thereupon taken are returnable
in those Courts We have thought fit to entrust
you with the Care and Commitment of the
Custody of the said Idiots and Lunatics and
their Estates and we do by these Presents give
and Grant unto you full power and Authority
without expecting any further special Warrant
from us from time to time to give order and
Command for the preparing of Grants of the
Custodies of such Idiots and Lunatics and
their Estates as are or shall be found by Inquisition
thereof to be taken and returnable in our
Courts of Chancery and thereupon to make
and pass Grants and Commitments under
our Great Seal of our Seaward Islands of the

Custodies of all and every such Idiots and
Lunatics and their Estates to such Person or
Persons Suits or in that behalf as according to the
Rules of Law and the use and practice in
those and the like Cases you shall judge meet
for that Trust the said Grants and Commitments
to be made in such manner and form or as
nearly as may be as hath been heretofore used
and accustomed in making the same under
the Great Seal of Great Britain and to contain
such apt and convenient Covenants, Provisions
and Agreements on the part of the Committees
and Grantees to be performed and such Secu-
-rity to be by them given as shall be requisite
and needful and we do by these Presents
give and Grant unto you full power and
Authority to collate any Person or Persons
to any Churches Chapels or Ecclesiastical
Benefices within our said Islands and +
Plantations or any of them as often as any
of them shall happen to be void And we
do hereby give and Grant unto you the said
Hugh Elliot by yourself or by your Captains and
Commanders by you to be authorized full
Power and Authority to levy Arm muster
Command and employ all Persons whatso-
-ever residing within our said Islands
and Plantations and as occasion shall
serve them to march embark or transport
from one place or Island to another for the
resisting and withstanding of all Enemies
Private and Rebels both at Land and Sea
and to transport such forces to any of our +
Plantations in America if necessity shall
require for defence of the same against the

Invasion or attempt of any of our Enemies
and such Enemies Pirates and Rebels (if there
shall be occasion) to pursue and prosecute
in or out of the Limits of our said Islands
and Plantations or any of them and if it
shall so please God them to vanquish appre-
hend and take and being taken according
to Law to put to death or keep and preserve
alive at your discretion and to execute
Martial Law in time of Invasion War
or other times when by Law it may be executed
and to do and execute all and every other
thing and things which to our Captain
General and Governor in Chief doth or of
Right ought to belong And we do hereby
give and Grant unto you full power and
Authority by and with the advice and consent
of our said Councils respectively to erect
raise and build in our said Islands and
Places aforesaid or any of them such and so
many Forts Platforms Castles Cities &
Bridges Towers and Fortifications as you by
the Advice aforesaid shall judge necessary
and the same or any of them to fortify
and furnish with Ordnance Ammunition
and all sorts of Arms fit and necessary for
the Security and defence of our said Islands
Colonies and Plantations and by the
Advice aforesaid the same again or any
of them to demolish or dismantle as may
be most convenient And for as much as
Riots Mutinies and Disorders may &c
happen to Persons shipped and employed
at Sea during the time of War and to the

and that such as shall be shipped and
employed at Sea during the time of War
may be better Governed and ordered We do
hereby give and Grant unto you the said
Hugh Elliot full power and Authority to com-
-mitte and appoint Captains Lieutenants
-Masters of Ships and other Commanders
and Officers and to grant unto such Captains
Lieutenants Masters of Ships and other
Commanders and Officers Commissions to
Execute the Law Martial during the time
of War according to the direction of an
Act passed in the twenty second year of
the Reign of our late Royal Grandfather
intituled "An Act for amending explaining
and reducing into one Act of Parliament
the Laws relating to the Government of
His Majesty's Ships Vessels and Forces by Sea"
as the same is altered by an Act passed in
the nineteenth year of our Reign intituled
"An Act to explain and amend an Act made
in the twenty second year of the Reign of
His late Majesty King George the second
intituled An Act for amending explaining
and reducing into one Act of Parliament
the Laws relating to the Government of his
Majesty's Ships Vessels and Forces by Sea and
to use such Proceedings Authorities Punish-
-ments Corrections and Executions upon
any Offender or Offenders who shall be mutinous
seditious disorderly or any way unruly
either at Sea or during the time of their
abode or residence in any of the Ports &
Harbours or Bays of our said Islands or

Plantations as the case shall be found to require according to the Marshal Law and the said directions during the time of war as aforesaid provided that nothing herein contained shall be construed to the enabling you or any by your Authority to hold Plea or have any Jurisdiction of any offence Cause matter or thing committed or done upon the High Seas or within any of the Haven Rivers or Creeks of our said Islands under your Government by any Captain Commander Lieutenant Master Officer Seaman Soldier or Person whatsoever who shall be in actual Service and pay in or on Board any of the Ships of War or other Vessels acting by immediate Commission or Warrant from our Commissioners for executing the Office of our High Admiral of our United Kingdom of Great Britain and Ireland or from our High Admiral of our United Kingdom of Great Britain and Ireland for the time being under the Seal of our Admiralty But that such Captain Commander Lieutenant Master Officer Seaman Soldier or other Person so offending shall be left to be proceeded against and tried as their Offences shall require either by Commission under our Great Seal of this Kingdom as the Statute of Henry the eighth directs or by Commission from our said Commissioners for executing the Office of High Admiral of our United Kingdom of Great Britain and Ireland or from

our High Admiral of our United Kingdom of Great Britain and Ireland for the time being according to the aforementioned Act intituled An Act for amending explaining and reducing into one Act of Parliament the Laws relating to the Government of His Majesty's Ships Vessels and Forces by Sea as altered by the said Act passed in the nineteenth year of our Reign intituled An Act to explain and amend an Act made in the twenty second year of the Reign of His late Majesty King George the second intituled An Act for amending explaining and reducing into one Act of Parliament the Laws relating to the Government of His Majesty's Ships Vessels and Forces by Sea and not otherwise. Provided nevertheless that all disorder and misdemeanors committed on Shore by any Captain Commander Lieutenant Master Officer Seaman Soldier or other Person whatsoever belonging to any of the Ships of War or other Vessels acting by immediate Commission or Warrant from our Commissioners for executing the Office of High Admiral of our United Kingdom of Great Britain and Ireland or from our High Admiral of our United Kingdom of Great Britain and Ireland for the time being under the Seal of our Admiralty may be tried and punished according to the Laws of the Place where any such disorders offences and misdemeanors shall be committed on Shore & &

notwithstanding such Offender be in our
Actual Service and dwell in our pay on
Board any such our Ships of War or other
Vessels acting by immediate Commission
or Warrant from our Commissioners for
executing the Office of High Admiral of
our United Kingdom of Great Britain
and Ireland or from our High Admiral of our
United Kingdom of Great Britain and Ireland
for the time being as aforesaid so as he shall not
receive any protection for the avoiding of Justice
for such Offences committed on Shore from any
Fulgence of his being employed in our Service
at Sea And our further Will and pleasure is
that all public Monies raised or which shall
be raised by any Act hereafter to be made within
any of our said Islands be issued out by Warrant
from you or in your absence from our Lieutenant
General or Lieutenant Governour respectively
by and with the Advice and Consent of the
aforesaid respective Councils and not otherwise
and disposed of by you or in your absence by
such Lieutenant General or Lieutenant
Governour for the support of the Government or
to such other purpose as shall be particularly
directed and appointed in and by such Act
and not otherwise And we likewise give
and Grant unto you or in your Absence to our
Lieutenant General or Lieutenant Governour
respectively full power and Authority by and
with the Advice and Consent of our said
Councils respectively to settle and agree with
the Inhabitants of our said Islands for such
Lands Tenements and Hereditaments as

now are or hereafter shall be in our power to
dispose of and them to Grant unto you or
any Person or Persons upon such Terms and
under such moderate Quit Rents Service and
Acknowledgements to be thereupon reserved to
us as you or they by the Advice aforesaid shall
think fit where said Grants are to pass and
be sealed by our Public Seal of our Seaward
Islands and being entered upon Record by
such Officer or Officers as shall be appointed
thereunto shall be good and effectual in Law
against us our Heirs and Successors And we do
hereby give you the said Hugh Elliot full
Power and Authority to order and appoint
Fairs Markets and Markets as also such and
so many Ports Harbours Bays Havens and
other Places for the Convenience and Security
of Shipping and for the better Loading and
Unloading of Goods and Merchandizes in
such and so many Places as by and with
the Advice and Consent of our said respective
Councils shall be thought fit and necessary
And we do hereby require and command
all Officers and Ministers Civil and
Military and all other Inhabitants of our
said Islands to be obedient aiding and
Assisting unto you the said Hugh Elliot
and our Lieutenant General and Lieute-
nant Governour respectively in the execution
of this our Commission and of the Powers and
Authorities herein contained and in case of
your Death or absence from our said Islands
and Government to be obedient aiding and
Assisting as aforesaid to the Commander in
Chief for the time being To whom we do

Therefore by these Presents give and Grant all and singular the Powers and Authorities herein granted to be by them executed and enjoyed during our Pleasure or until your Arrival within our said Islands or any of them and in case of your Death or absence from our said Islands our Will and pleasure is that our Lieutenant General of our said Islands for the time being do take upon him the Administration of the Government of all our said Islands and execute the several Powers and Authorities granted unto you by our Commission under our Great Seal of this Kingdom for and during our pleasure or until your arrival in our said Islands and in case of the Death or absence of you and of our said Lieutenant General from our said Islands our Will and pleasure is that our eldest Lieutenant Governor residing in any of the said four Islands of Saint Christopher Nevis Montserrat or Antigua or in any of the Virgin Islands according to the priority of their Commissions of Lieutenant Governors do execute our said Commission with all the Powers and Authorities therein mentioned as aforesaid and in case of your Death or absence and the Death or absence of our said Lieutenant General and of all the said five Lieutenant Governors from our said Islands and that there be no Person within our said Islands appointed by us to be Commander in Chief our Will and pleasure is that the Councillor whose name is first placed in our said Instructions to you and who shall be at the time of your Death or absence

residing within our said Island of Saint Christopher shall repair to our Island of Antigua and there take upon him the Administration of the Government and execute our said Commission and Instructions and the several Powers and Authorities therein contained in the same manner and to all intents and purposes as other our Governor or Commander in Chief should or ought to do in case of your absence until your return or in all cases until our further pleasure be known therein And we do hereby declare ordain and appoint that you the said Hugh Elliot shall and may hold execute and enjoy the office and place of our Captain General and Governor in Chief in and over our said Islands of Nevis Saint Christopher Montserrat Antigua Barbuda Anguilla and the rest of our Charibbee Islands in America lying to Seeward from Guadaloupe to the Island of Saint John de Porto Rico as aforesaid with all and singular the Powers and Authorities hereby granted unto you for and during our Will and pleasure In Witness whereof we have caused these our Letters to be made Patent Witness ourself at Westminster the twenty fourth day of November in the forty ninth year of our Reign -

By Writ of Privy Seal -

Bathurst and Bathurst.

Entered at the Treasury Chambers Whitehall
this 12th day of Dec^r 1808. -

J. Brookbank. -

George the Third by the Grace of God
of the United Kingdom of Great Britain and
Ireland King Defender of the Faith to our beloved
Hugh Elliot Esquire our Captain General and
Governor in Chief in and over our Charibbee
Islands in America lying to the Seeward of
St. John de Porto Rico Greeting We confiding
very much in your Fidelity care and circumspec-
tion in this behalf do by these Presents which are
to continue during our Pleasure only ordain
Constitute and depute you the said Hugh
Elliot our Captain General and Governor in
Chief aforesaid our Vice Admiral Comissary
and Deputy in the Office of Vice Admiralty in
our Charibbee Islands in America lying to the
Seeward of St. John de Porto Rico aforesaid and
Territories thereon depending and in the
Maritime parts of the same and thereto
adjoining whatsoever with power of taking
and receiving all and every the Fees Profits
Advantages Emoluments Commodities and
Appurtenances whatsoever due and belonging
to the said Office of Vice Admiral Comissary
and Deputy in our said Charibbee Islands in
America lying to the Seeward of St. John de Porto
Rico and Territories depending thereon and
maritime parts of the same and adjoining to
them whatsoever according to the Ordinances
and Statutes of our High Court of Admiralty
of England and we do hereby commit and
Grant unto you the aforesaid Hugh Elliot our
Power and Authority in and throughout our
Charibbee Islands in America lying to the
Seeward of St. John de Porto Rico aforesaid and
Territories thereof and maritime Parts whatso-
ever adjacent thereto and also throughout all
and every the Sea Shores Public Freame Ports
Fresh Waters Creeks and Arms as well of the

Sea as of the Rivers and Coasts whatsoever of
our said Charibbee Islands in America lying
to the Seeward of St. John de Porto Rico and Territories
dependant thereon and maritime parts whatsoever
of the same and thereto adjacent as well to
within Liberties and Franchises as without to
take Cognizance of and proceed in all Causes
Civil and maritime and in Complaints and
Contracts Offences or suspected Offences Crimes
Pleas Debts Exchanges Accounts Charter Parties
Agreements Suits Injuries Injuries Estimations
and Demands and Business Civil and
maritime whatsoever commenced or to be
commenced between Merchants or between
Owners and Proprietors of Ships and other Vessels
and Merchants or others whomsoever with
such Owners and Proprietors of Ships and
all other Vessels whatsoever employed or used
within the Maritime Jurisdiction of our
Vice Admiralty of our said Charibbee Islands
in America lying to the Seeward of Saint John
de Porto Rico and Territories depending on
the same or between any other Person whomso-
ever had made began or contracted for any
matter Thing Cause or business whatsoever
done or to be done within our maritime
Jurisdiction aforesaid together with all and
singular their Incidents Emergencies and
Dependencies arising and annexed Causes
whatsoever wheresoever or howsoever and
such Causes Complaints Contracts and other
the premises aforesaid or any of them which
may happen or arise be contracted had or done
to hear and determine according to the
Rights Statutes Laws Ordinances and Customs
anciently observed and moreover in all and
singular Complaints Contracts Agreements

Causes and Businesses Civil and maritime
to be performed beyond the sea or contracted
there howsoever arising or happening and
also in all and singular other causes and
Matters which in any way whatsoever touch
or any way concern or anciently have and do
or ought to belong unto the Maritime + +
Jurisdiction of our aforesaid Vice Admiralty
of our said Charibbee Islands in America lying to
the Seaward of St. John de Porto Rico and Territories
thereon depending and Maritime parts thereof
and to the same adjoining whatsoever and
generally in all and singular other Causes
Suits Crimes Offences Excesses Injuries Complaints
Misdemeanors or suspected Misdemeanors
Trespases Raguatings + Inwallings and maritime
Businesses whatsoever throughout the places aforesaid
within the Maritime Jurisdiction of our Vice
Admiralty of our Charibbee Islands in America
lying to the Seaward of St. John de Porto Rico + +
aforesaid and Territories thereon depending
by Sea or Water or the Banks or Shores of the same
howsoever done committed perpetrated or + +
happening) and also to inquire by the Oaths of
Honest and Careful Men of our said Charibbee
Islands in America lying to the leeward of St.
John de Porto Rico and Territories dependant
thereon and Maritime parts of the same and
adjoining to them whatsoever dwelling both
within Liberties and Franchises and without
as well of all and singular such matters and
Things which of Right have by the Statutes Laws
Ordinances and Customs anciently observed
were wont and ought to be inquired after as of
wreck of the Sea and of all and singular the
Goods and Chattels of whatsoever Nations Pirates
Murderers and Felons howsoever offending

within the maritime Jurisdiction of our Vice
Admiralty of our Charibbee Islands in America
lying to the leeward of St. John de Porto Rico
aforesaid and Territories thereunto + +
belonging) and of the Goods Chattels and Debts
of all and singular their maintainers
Acceptances Counsellors Abettors or assistants
whomsoever and also of the Goods Debts and
Chattels of whatsoever Person or Person below
of themselves by what means or howsoever coming
to their Deaths within our aforesaid Maritime
Jurisdiction whomsoever any such Goods
Debts and Chattels or any part thereof by Sea
Water or Land in our said Charibbee Islands
in America lying to the Seaward of St. John
de Porto Rico and Territories thereon dependant
and Maritime parts of the same and
thereto adjacent whatsoever as well within
Liberties and Franchises as without have
been or shall be found forfeited or to be forfeited
or in being and moreover as well of the Goods
Debts and Chattels of whatsoever other Nations
below and Murders whomsoever offending
and of the Goods Debts and Chattels of their
Maintainers Acceptances Counsellors Abettors
or assistants as of the Goods Debts and Chattels
of all fugitives Person convicted attainted
condemned outlawed or howsoever put or to
be put in Exigent for Treason Felony Mur-
der or Murder or any other Offence or
Crime whatsoever and also concerning
Goods waving Liberty Jure Lagore + + Shares
and Treasure found or to be found Dead and
and of the Goods of all others whatsoever

taken or to be taken as Derelict or by chance
found or to be found or howsoever seen or to be
due and of all other Casualties as well in
upon or by the Sea and Shore Creeks or Coasts of
the Sea or Maritime parts as in upon or by
all fresh Waters Ports Public Streams Rivers
or Creeks or Places overflowed whatsoever
within the Ebbing and flowing of the Sea or
high water or upon the Shore or Banks of
any of the same within our maritime
Jurisdiction aforesaid howsoever whomsoever
ever or by what means soever arising
happening or Proceeding or wheresoever such
Goods Debts and Chattels or other the Premises
or any parcel thereof may or shall happen
to be met with or found within our
Maritime Jurisdiction aforesaid and
also concerning Anchorage Tackle and Ballast
of Ships and of Fishes Royal namely Surgeons
Whales Orpurses Dolphins Riggs and Grampusses
and generally of all other Fishes whatsoever
which are of a great and very large Bulk or
value and which by right or Custom or any
way appertaining or belonging to us and to
our Heirs and Successors we do require levy take collect receive and
obtain and to the use of us and the Office of
our High Admiral of Great Britain aforesaid
for the time being to keep and preserve the
said wreck of the Sea and the Goods Debts and
Chattels and all and singular ^{other} the Premises
together with all and all manner of Fines
Mulets Issues Forfeitures Amercements
Ransoms and Recognizances whatsoever
forfeited or to be forfeited and Pecuniary
Punishments for Treasures Crimes Injuries

Extortions Contemptes and other misdemeanors
whatsoever howsoever imposed or inflicted or to
be imposed or inflicted for any matter Cause
or thing whatsoever in our said Charibbee
Islands in America lying to the Seeward of
Saint John de Porto Rico and Territories thereunto
belonging and Maritime parts of the same
and thereto adjoining in any Court of our
Admiralty there held or to be held presented or
to be presented assessed brought forfeited or
adjudged and also all Amercements Issues Fines
Pecuniaries Mulets and Pecuniary Punishments
whatsoever and Forfeitures of all manner of
Recognizances before you or your Lieutenant
Deputy or Deputies in our said Charibbee Islands
in America lying to the Seeward of St. John de
Porto Rico and Territories thereunto belonging
and Maritime parts of the same and thereto
adjacent whatsoever happening or imposed or
to be imposed or inflicted or by any means
assessed presented forfeited or adjudged or
howsoever by reason of the Premises due or to
be due in that behalf to us or our Heirs and
Successors and further to take all manner of
Recognizances Cautions Obligations and
Stipulations as well to our Use as in the
instance of any Party for Agreements or
Debts and other Causes whatsoever and to put
the same in Execution and to issue and
command thereunto by your Letters also to
arrest and detain and to cause to be
arrested and detained all Ships and maritime
Laws and ancient Customs of our said Court
all Ships Persons Things Goods Wares and
Merchandizes for the Premises and every

of them and for other causes whatsoever
concerning the same whereever they shall be
met with or found throughout our said Charibbee
Islands in America lying to the Seeward of St.
John de Porto Rico and Territories thereunto
belonging and Maritime parts thereof and
thereto adjoining as well within Liberties and
Franchises as without and likewise for all
other Agreements Causes or Debts howsoever
contradicted or arising so that the Goods or the
Persons of the Debtor may be found within our
Jurisdiction aforesaid and to hear examine
determine and finally determine the same with
their Emergencies Dependancies Incidents +
annexed and connexed Causes and Reasons
whatsoever together with all other Causes Civil
and Maritime and Complaints Contracts
and all and every the respective Persons
whatsoever above expressed according to the
Laws and Customs aforesaid and by all other
lawful ways means and methods according
to the best of your skill and knowledge and
in all manner of Persons in that
betwixt as the case shall require to appear and
to answer with Power of using any temporal
Coercion and of inflicting any other
Penalty or Punishment according to the Laws
and Customs aforesaid and to do and
minister Justice according to the Right
Order and Course of the Law summarily
and plainly looking only into the Truth of
the fact and to find correct punish chastize
and reform and imprison and cause
and command to be imprisoned in any

Goods being within our Charibbee Islands
in America lying to the Seeward of St. John
de Porto Rico aforesaid and Territories thereunto
belonging Parties guilty and the Contumacious
of the Law and Jurisdiction of our Admiralty
aforesaid and Violators Unlawful Delinquents
and contumacious Absenters Masters of Ships
Mariners Rovers Fishermen Shipwrights and
other Workmen and Artificers whatsoever
exercising any kind of Maritime Affairs
according to the Right Statutes Laws Ordinances
and Customs anciently observed and to
deliver and absolutely discharge and
cause and command to be discharged
whatsoever Persons imprisoned in such cases
who are to be delivered and to preserve and
Cause to be preserved the Public Treasuries
Ports Rivers Fresh Waters Creeks whatsoever
within our Maritime Jurisdiction aforesaid
in what place soever they be in our said
Charibbee Islands in America lying to the
Seeward St. John de Porto Rico and Territories
thereunto belonging and maritime parts of
the same and thereto adjacent whatsoever
as well for the preservation of our Navy
Royal and of the Fleets and Vessels of our
United Kingdom aforesaid as of whatsoever
Fishes increasing in the Rivers and places
aforesaid and also to keep and cause to be
executed and kept in our said Charibbee
Islands in America lying to the Seeward
of St. John de Porto Rico and Territories
thereunto belonging and Maritime parts
thereof and thereto adjacent whatsoever
the

the Rights Statutes Laws Ordinances and
Customs anciently observed and to do exercise
expedite and execute all and singular
other things in the Premises and every of them
as they by right and according to the Laws
and Statutes Ordinances and Customs ++
aforesaid should be done and moreover to
reform New too close and other unlawful
Engines or Instruments whatsoever for the
catching of Fishes wheresoever by Sea or ++
Public Steam Ports Rivers Fresh Waters or
Creeks whatsoever throughout our Charibbee
Islands in America lying to the leeward
of Saint John de ports Rico aforesaid and
Territories dependant thereon and maritime
parts of the same and thereto adjacent
used or exercised by water within our ++
Maritime Jurisdiction aforesaid where-
ever and to punish and correct the ++
Exercisers and Occupiers thereof according
to the Statutes Laws Ordinances and
Customs aforesaid and to pronounce ++
promulge and interpose all manner of
Sentences and Decrees and to put the same
in Execution with Cognizance and ++
Jurisdiction of whatsoever other Causes
Civil and Maritime which relate to the
Sea or which any manner of ways respect
or concern the Sea or passage over the same
or Naval or maritime Voyages or our said
Maritime Jurisdiction or the places or
Limits of our said Admiralty and ++
Cognizance aforesaid and all other

Things done or to be done with power also to
proceed in the same according to the Statutes
Laws Ordinances and Customs aforesaid
anciently used as well of more Offices mixed
or promoted as at the instance of any Party as
the Case shall require and seem convenient
and likewise with Cognizance and Decision
of the Wreck of the Sea great or small and of
the Death drowning and view of Dead Bodies
of all Persons whatsoever killed or drowned
or murdered or which shall happen to be
killed drowned or murdered or by any other
means come to their Death in the Sea or
Public Steam Ports Fresh Waters or Creeks
whatsoever within the flowing of the Sea
and High Water Mark throughout our
aforesaid Charibbee Islands in America
lying to the leeward of S^t John de ports Rico
and Territories thereto belonging and
Maritime parts of the same and thereto
adjacent or elsewhere within our Maritime
Jurisdiction aforesaid together with the
Cognizance of Mayhem in the aforesaid
Places within our Maritime Jurisdiction
aforesaid and flowing of the Sea and Water
there happening with power also of punishing
all Delinquents in that kind according to the
Evegencies of the Laws and Customs aforesaid
and to do exercise expedite and execute all
and singular other things which in and
about the Premises only shall be necessary
or thought meet according to the Rights Statutes ++
Laws Ordinances and Customs aforesaid with

power of deputing and surrogating in your
place for the Premises one or more Deputy or
Deputies as often as you shall think fit and
also with power from time to time of naming
appointing retaining assigning making
and constituting whatsoever other necessary
fit and convenient Officers and Ministers
under you for the said office and execution
thereof in our said Charibbee Islands in America
lying to the Seeward of St. John de Porto Rico and
Territories thereunto belonging, and Maritime
parts of the same and thereto adjacent whatso-
ever (saving always the right of our High Court
of Admiralty of England and also of the
Judge and Registrar of the said Court from
whom or either of them it is not our intention
in any thing to derogate by these Presents
and saving to every one who shall be wronged
or grieved by any definitive Sentence or
Interlocutory decree which shall be given in
the Vice Admiralty Court of our Charibbee
Islands in America lying to the Seeward of
St. John de Porto Rico aforesaid and Territories
thereunto belonging) the right of appealing
to our aforesaid High Court of Admiralty
of England) Provided nevertheless and under
this express condition that if you the aforesaid
Hugh Elliot our Captain General and Governour
in Chief aforesaid shall not yearly (to wit) at
the end of every year betwixt the Feasts of
Saint Michael the Archangel and all
Saints duly certify, and cause to be

effectually certified (if you shall be thereunto
required) to us and our Lieutenant Official
Principal and Comptroler General and
Special and Judge and President of the
High Court of our Admiralty of England &&
aforesaid all that which from time to time by
virtue of these Presents you shall do execute
Collect or receive in the Premises or any of them
together with your full and faithful account &&
thereupon to be made in an authentic form
and sealed with the Seal of our Office remaining
in your custody) that from thence and after
default therein these our Letters patent of the
Office of Vice Admiral aforesaid as above
granted shall be null and void and of no
force and effect further we do in our name
Command all and singular our Governours
Justices Mayors Sheriffs Captains Marshals
Bailliffs Keepers of all our Gaols and Prisons
Constables and all other our Officers and
faithful and liege Subjects whatsoever and
every of them as well within Liberties and
Franchises as without that in and about the
Execution of the Premises and every of them
they be aiding favouring assisting submissive
and yield obedience in all things as is
fitting to you the aforesaid Hugh Elliot our
Captain General and Governour in Chief
of our Charibbee Islands in America lying to
the Seeward of St. John de Porto Rico aforesaid
and to your Deputy whatsoever and to all
other Officers (by you appointed or to be appointed)

of our said Vice Admiralty, in our Charitable
Islands in America lying to the leeward of
St. John de ports Rico aforesaid and 4
Territories thereto belonging and 4
Maritime parts of the same and thereto
adjoining, under pain of the Law and the
penal which will fall thereon Given at
London in the High Court of our Admiralty
of England aforesaid under the Great Seal
thereof the twelfth day of May, in the year
of our Lord one thousand eight hundred
and nine and of our Reign the forty ninth

Arden
Registrar

(L)

After the Publication of which said 4
Commissions, His Excellency took the Oaths
appointed to be taken and subscribed the
Test. - He then caused the usual Oaths to be
administered to the Members of the Council.

His Excellency then required the attendance
of the Assembly at the Board, and caused
the Oaths of Government to be administered
to them and to their Clerk, - also to the
Sergeant at Arms. - After which, His
Excellency delivered the following Speech. -

M^r. President and Gentlemen of the Council,
M^r. Speaker, and Gentlemen of the Assembly

With much regret I have been deprived
for many months of the possibility of
opening at New, the Commission with

which I have been honored by the Royal
Pleasure of the King. -

I meet you at an awful moment,
while we are still ignorant of the issue of
the severe trial with which it has pleased
the Almighty, to visit our revered Sovereign.

Let us trust that the grief and anxiety
of his affectionate and loyal People may
soon be succeeded by thanksgivings to the
Ruler of all Earthly Events, for the re-esta-
-blishment of our beloved Monarch. -

In Obedience to the Royal Commands,
I am, in the first instance, to call your
Attention to an object congenial to His
Majesty's pious mind: the propagation
of Christianity among that numerous
and unenlightened Class of your fellow-
-Creatures committed by Providence to your
Protection. - I beg leave to add that in
my Opinion, the end in view cannot be
better pursued than by giving Encourage-
-ment and support to the Holy Labour of
the Parochial Clergy in the performance
of Duties specially prescribed to them by
their sacred Office. -

The next point I am earnestly to
recommend to you, is, to carry into effect
the Laws, which I am told, already exist
for raising and training an effective
Militia; - but should those Laws
now be deemed obsolete, or inadequate,

Your own Wisdom will furnish the best mode for rendering them more efficient or practicable.

There is no branch of civil Administration that requires more constant and dispassionate Consideration than Penal Laws, - nor one which I think it more imperiously my Duty, to point out as a fit Object for your Consultation. -

Should it be found, upon investigation, that the present System is defective, - a sense of Justice and true Policy, will prompt you to proceed with Zeal, tempered by moderation, towards its improvement; particularly by adapting the scale of Punishment to different degrees of + Criminality. - I venture to suggest, that in many instances, the substitution of Labor in the public service, for Confinement, banishment, or even the most fatal sentence of the Law, might frequently be productive of great Advantages to the Community. -

I cannot quit this subject, without adverting more particularly to one highly interesting part of your Code of Punishment, as it relates to that Class of our Fellow Creatures in whose favor it was originally framed. - I need not call to your recollection the beneficent

purpose for which an Act was passed at St. Christopher's, in the year 1799, generally stiled the Meliorating Act of the Leeward Islands, - neither is it my intention now, to dwell upon the Omphalos which may have taken place in any of the Islands, in enforcing the observance of a Statute devised by the collective Abilities of the General Council and the general Assembly of this extensive Government. - Among other points taken into consideration for the protection and meliorating the Condition of Laborers in a state of Bondage, Provision was made in certain Clauses of that Act, for regulating the mode and measure of Corporal Punishment that could be legally inflicted; - and the fifteenth Clause is more particularly directed to that Object. - Unfortunately its terms do not define with sufficient precision, the Extent of the Corporal Punishment which can be administered at the discretion of the Owner, or Director.

I therefore conceive that this part of your penal Code requires reformation. -

In the Consolidated Act of Jamaica, passed the 2^d of March 1792, the 11th Clause contains specific stipulations with regard to the extent of corporal Punishment; - and the limits of Law are not subjected

therein to be increased or diminished, nor are any of its terms vague, and liable to be explained differently, by the varying temper, feelings, or mistaken judgment of Individuals. - The experience of many years has proved that the above-mentioned Enactment is not less conformable to justice and Humanity than to the welfare of the Colony. - I submit therefore, with confidence to your Hearts, as Christians, - to your sense of self Interest, as Proprietors, and to your Sagacity as Senators, the peculiar urgency of adopting measures for preventing the recurrence of Events, similar to one which has so lately created painful sensations, not only within this Island, and the adjacent Regions, but even in the Breasts of His Majesty's Ministers, and of the Inhabitants of the Metropolis of the British Empire. - Need I add, that temperate discussion, devoid of every shade of animosity, is indispensable, upon the present occasion, in your Endeavour to combine in a stable and salutary Law the Claims for the exercise of Personal Authority, with the restrictions requisite for the public Good. -

You are not I presume, insensible to the liberality of the late Acts of

Parliament; - by which sacrifices were made of no immaterial part of the Agricultural Interests of the Landed Proprietors in the Mother Country, by preventing Distillation from Grain. - It will be satisfactory to learn that this measure has produced the desired Effect of aiding the West India Planters, in a Period of distress occasioned by the depression of the Prices of Colonial Produce. -

Wth Speaker, and Gentlemen of the Assembly,

In Conformity to my Instructions, I am under the necessity of adverting to the Act of Settlement, and of recommending it to your early attention. -

I know you will be guided, in this respect, no less by the consideration of the High Titles conferred upon you by the King's Favor, than by the faithful discharge of the Duties you owe to your Constituents

Wth President and Gentlemen of the Council!

Wth Speaker, and Gentlemen of the Assembly,

I shall not fail to communicate to you, those parts of my Instructions, which it may be expedient to submit

to your inspection; - and I count upon
your Advice and cooperation in for-
warding every measure which may be
undertaken, either for the particular ad-
vantage of this Colony or for the general
Interest of this British Empire. -

I seek no greater reward for the
performance of my laborious public
Duties, than to be honored with your
approbation, and to enjoy a share in
the Friendship of the respectable ++
Inhabitants of Nevis, in the social
intercourse of private Life. -

Charlestown
28th Feb^y. 1811. - 8

His Excellency then retired, and the
President appointed the Honorable Walter
Maynard Esquire - the Honorable John
Colthoun Mills Esquire and the Honorable
James Weeks Esquire a Committee to prepare
an answer to the Speech. -

His Honor the President in Council
to the Gentlemen of the Assembly
Gentlemen
Your House is adjourned to
Thursday next the 7th March. -

By Command
Jn. Burke Junr.
Clk. of Council
Council Chamber
28th February 1811. 8

At a Meeting of the Council this 7th day of
March 1811. -

Present

The Honorable Thomas John Battle Esquire President
Honorable Walter Maynard Esquire -
Honorable John Colthoun Mills Esquire
Honorable Peter Jefferys Esquire
Honorable & Rev^d. Samuel Lyons
Honorable James Weeks Esquire
Honorable Samuel Lawrence Esquire
Honorable Henry Rawlins Esquire

The following Answer to the Speech of His ++
Excellency the Captain General was this day
laid before the Board by the Committee ++
appointed to prepare the same - which was
read. -

To His Excellency Hugh Elliot Esquire
Captain General and Governor in Chief in
and over all His Majesty's Seeward ++
Charibbee Islands in America, Chancellor,
Vice Admiral and Ordinary of the same
&c. -

May it please your Excellency. -

The Members of His Majesty's
Council of Nevis with unfeigned Pleasure
congratulate your Excellency on your restora-
tion to Health, which now affords them an
opportunity of approaching you with those
Offers of Homage and respect so peculiarly
due to your Excellency's Character and Station.

We are penetrated with the most

anxious concern for the situation of our beloved Sovereign, and at the present awful Crisis, when all social Order is threatened with Dissolution, we most fervently implore that Being, who regulates every Human Event to restore to us a Monarch, whose Character through Life has been so pre-eminently distinguished by that Patriotic Zeal, that eternal Love of Justice, and those benevolent feelings for the whole Human Race, which so peculiarly dignify the Nature of Man. —

We feel strongly impressed with the necessity of your Excellency's Recommendation to promote the propagation of Christianity amongst the numerous Claps of our fellow Creatures committed by Providence to our care, and we conceive that the pious wishes of our Gracious Sovereign, can in no manner be better fulfilled, than by the exertions of our Parochial Clergy. —

We shall in Obedience to your Excellency's wishes take into our earliest consideration the best means of raising and training as effective a Militia as the nature of our situation will admit of. —

It is with considerable satisfaction, that we contemplate your Excellency's

attention to the state of the Penal Laws of this Country, and we beg to assure your Excellency that we are prompted by every sense of Justice and true Policy to proceed in the Investigation of that important Subject, with all the zeal tempered by Moderation, which it so imperiously demands. — And we concur with your Excellency's suggestion that in many Instances the substitution of Labour in the Public Service for Imprisonment, Banishment, or even the last sentence of the Law might be productive of advantage to the Community. —

The melancholy transaction to which your Excellency alludes, has already created the most lively sensations of regret amongst us; and we feel much gratification in the Reflection that our revered Sovereign has been pleased so strongly to mark his approbation of our conduct on that occasion.

Although the Amelioration Act has not precisely limited the extent of Punishment which may be inflicted by the Master, or Director, yet we humbly conceive that the general Principles of the British Law would extend to such a Case as the one in question where no specific local Law embraced it. — and we are happy to reflect that in this Colony there never has existed any Law calculated to screen, or compromise with any Individual, who in the

exercise of Authority over his fellow Creatures shall take upon himself to exceed the bounds of Humanity - a term, which though we admit it to be a relative one, is happily so well understood by the British Colonists as (with a few solitary exceptions) to render the Condition of their Slaves very little if any thing inferior to the subordinate Classes of Labouring Men in Europe. - We shall however, avail ourselves of your Excellency's recommendation and unite our Endeavours to frame some further Law calculated to combine the Claims for the exercise of Personal Authority, so essential to the welfare of the Colony, with such Restrictions as will conduce to Individual happiness, and Public Good. -

We are sensible of the good Endeavours of His Majesty's Ministers to alleviate the Miseries which all the Colonies have so long endured: - and we look forward with Confidence in their Justice and regard for our Interests to the continuation of that beneficial relief, which the distillation from Sugar has afforded as the benevolent means of averting still greater Calamities. -

We shall most readily pay every deference and attention to such Instructions as your Excellency may be pleased to lay before us - and we shall

be proud of deserving Individually your Esteem and approbation in the social Intercourse of private Life. -

Council Chamber
7th March 1811. -

signed

J. Cottle.
Walter Maynard
John C. Mills
Peter Jefferys
Sam. Lyons
James Meeker
Samuel Laurence
Henry Karoline.

Whereupon, His Honor the President made a Motion, which was seconded by the Honorable Henry Karoline Esquire, that after the word "Occasion" at the end of the sixth Paragraph of the said Answer, the following Words be inserted, and taken as part of the same. -

"At the same time with respectful Deference we cannot but state to your Excellency, that on the Trial in the Court of King's Bench and Common Pleas, which took place subsequently on that transaction, the Jury were so convinced of the dangerous Tendency of the Conduct of the Parties punished, as to bring in a Verdict of Acquittal against the Party accused." -

Which Motion was negatived on a division, by six to two. -

His Excellency then came into Council, and the said Answer was read by His Honor the President, to which, His Excellency replied,

as follows. -

Wth President, and Gentlemen of the Council!

Be pleased to accept the expressions of my Gratitude, for the very obliging Address, with which you have honored Me. -

I shall ever be anxious to be guided by your Advice in my Endeavours to promote the prosperity of this Colony. -

Charleston
March 7

The Assembly then attended His Excellency at this Board, and delivered their answer to his Speech, after which, His Excellency retired. -

Ordered, ^{motion} made and seconded, that Copies of His Excellency's Speech and of the above answer - also of His Excellency's Reply, be sent the Printers of the Saint Christopher's Newspapers to be published. -

Motion made by the Honorable Peter Jefferys Esquire, and seconded by the Honorable Walter Maynard Esquire, that a humble Address be presented to His Excellency the Captain General to request him to lay before this Board, Copies of the Dispatches and all other Papers relative to Mr. Huggins's Business, which have been transmitted to him by the President of this Island, and that the House of Assembly be requested to concur with this Board in the above Resolution,

and to appoint a Committee, to meet a Committee of this Board to prepare the said Address - which was carried in the affirmative. -

His Honor the President and Council
To the Gentlemen of the Assembly. -
Gentlemen,

It being determined by a Majority of this Board, that a humble Address be presented to His Excellency the Captain General to request him to lay before this Board Copies of the Dispatches and all other Papers relative to Mr. Huggins's Business, which have been transmitted to him by the President of this Island - and that your House be requested to concur therein, and to appoint a Committee, to meet a Committee of this Board to prepare the said Address - we request the Concurrence of your House therein - and have appointed the Honorable Walter Maynard, and the Honorable Peter Jefferys Esquires to join such Members of your House as you shall think proper to appoint for the purpose of preparing the same. -

By Command
Council Chamber
March 7th 1811. -

Jⁿ Burke Jun^r
Clt of Council

The Gentlemen of the Assembly
To His Honor the President & Council

This House concurs with your Board that an

humble Address be presented to His Excellency
the Captain General for the purposes expressed
in your Message, and have appointed James
W. Robin, Josiah W. Maynard & William
Pemberton Esq^r as a Committee from this
House to join the Honble Walter Maynard
& Peter Jefferys Esq^r to prepare such Address.

Assembly Room
7th March 1811. -

Wm. Higgins
Speaker

His Honor the President in Council
to the Gentlemen of the Assembly
Gentlemen,

Your House is adjourned. -

Council Chamber
7th March 1811. -

By Command
J. Burke Junr.
Ck of Council

At a Meeting of the Council this 14th day
of March 1811. -

Present

The Honorable Thomas John Goble Esquire President
The Honorable Walter Maynard Esquire
The Honorable John Colhoun Mills Esquire
The Honorable Peter Jefferys Esquire
The Honorable & Rev. Samuel Lyow
The Honorable Samuel Lawrence Esquire -

The following Address to His Excellency the
Captain General, was this day laid before
the Board by the Committee appointed to
prepare the same, which, was read, and

approved of. -

To His Excellency Hugh Elliot Esquire
Captain General and Governor in Chief
in and over all His Majesty's Seward
Charibbee Islands in America, Chancellor,
Vice Admiral and Ordinary of the same
&c. -

May it please your Excellency. -

We the Council and the Assembly
of Newis do humbly request, that your
Excellency will furnish us with the two
different Statements of the Evidence on the
Trial of Edward Higgins Senior on the part
of May 1810, said to be drawn up by the
Council on each side: and likewise, with
any other Papers of a Public nature forwarded
to your Excellency by His Honor the President
of this Island, and which your Excellency
may think proper to communicate.

His Honor the President and Council
to the Gentlemen of the Assembly. -

We herewith send you the Address to His
Excellency the Captain General prepared
by the Committee appointed for the purpose,
which has met the approbation of this Board,
for the concurrence of your House. -

By Command
Council Chamber
17th April 1811. -

J. Burke Junr.
Ck of Council

The Gentlemen of the Assembly
to His Honor the President & Council
We concur with your House in the

address to the Captain General prepared
by the Committee of both Houses for the
purpose mentioned in your Message. —

Assembly Room }
14th March 1811. } Wm Huggins
Speaker

Resolved that it is the Opinion of this
Board that the joint address of the Legislature
to His Excellency the Captain General for
Papers in Mr. Huggins's ^{business} be transmitted by
the President and Speaker — and that they
be requested to transmit the same. —

His Honor the President and Council
to the Gentlemen of the Assembly
Gentlemen,

We herewith send a Resolution
of this Board, to which we request the con-
currence of your House. —

Council Chamber }
14th March 1811. } By Command
Jn. Burke Junr
Clerk of Council

The Gentlemen of the Assembly
to His Honor the President and Council

We concur in the Resolution entered
into by your Board that the joint address
of the Legislature to His Excellency the
Captain General for Papers in Mr. Huggins's
business be transmitted by the President
and Speaker. —

Assembly Room }
14th March 1811. } Wm Huggins
Speaker

His Honor the President in Council
to the Gentlemen of the Assembly. —
Gentlemen
your House is adjourned. —

Council Chamber }
14th March 1811. } By Command
Jn. Burke Junr
Clerk of Council

At a Meeting of the Council this 19th day of
April 1811. — Present

The Honorable Thomas John Cottle Esquire President.
The Honorable Walter Maynard Esquire
The Honorable John Colthour Mills Esquire
The Honorable Peter Jefferys Esquire
The Honorable & Rev. Samuel Lyons
The Honorable James Daniell Esquire
The Honorable Samuel Lawrence Esquire

His Honor the President laid before the
Board the following Letter from the Captain
General, and the copies mentioned therein,
which were read. —

J^r Hill 15th April 1811

Gentlemen,

I had the Honor to acquaint
you in my Letter of the 8th April, that in
compliance with the joint address of both
Houses of the Legislature at Newis, I had
given directions that the Papers which had
been forwarded to me respecting Mr. Huggins's
business by the President Mr. Cottle, should
be copied with as little delay as possible,

to be transmitted to you. —

I now herewith enclose Copies and Extracts of all the Papers communicated to me by Mr. Cottle, which I sent to the Earl of Liverpool. — I have omitted no one Document or sentence which I judged to be of a Public nature, — and I have the greater satisfaction in submitting so Voluminous a Collection of Papers to both Houses of the Legislature, — as I trust their Contents will prove that the President acted with equal diligence and impartiality in procuring them according to my directions.

I also enclose the Bill of Mr. McMahon, for the expence of copying and preparing the said Papers, — together with his Receipt for twenty six Pounds eight Shillings Currency, which I have paid to him.

I am to request that this sum may be paid into the Hands of the Hon^{ble} William Thompson Esquire Treasurer of the Island of St. Christophers, on my account.

I have the honor to be

Gentlemen

Your most Obedient
humble Servant

H. Elliot

To
The Hon^{ble} Mr. J. Cottle Esq^r
President of the Council

The Honorable William Higgins Esq^r
Speaker of the Assembly
Nevis.

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen,

We herewith send you a Letter from the Governor accompanying the Copies of the Papers of a Public nature forwarded to him by His Honor the President in the matter of Edward Higgins Senior Esq^r — required of His Excellency by the joint Address of the Legislature on the 17th instant.

We also wish to call your attention to the delicacy and Propriety of immediately empowering the President to direct the Treasurer to repay, to the Treasurer of St. Kitts the sum already paid by His Excellency to Mr. McMahon for making these Copies. —

By Command
Council Chamber
19th April 1811.

J. Bourke Junr
Clerk of Council

The Gentlemen of the Assembly
To His Honor the President and Council

This House having taken into Consideration your Message and the Copies of the Papers transmitted by the Governor to the President and Speaker, are of opinion, that the said Papers should be referred to the Committee who prepared the Address to His Excellency, and make their Report thereon at the next meeting of the Council and Assembly.

We agree with your Board that His

Honour the President be authorized to issue
his Order to the Treasurer to repay the
Treasurer of S^o Kitts the sum already paid
by His Excellency to Mr. Nicholson for making
said Copies.

Assembly Room
April 17th 1811.

Mr. Huggins
Speaker

His Honor the President and Council
to the Gentlemen of the Assembly. —

We concur with your House that the
Papers transmitted to the Governor by
the President and Speaker be referred
to the Committee, who prepared the
Address to His Excellency, that they may
make their Report thereon at the next
Meeting of the Council and Assembly. —

By Command
J^o Burke Jun^r
Clk of Council
Council Chamber
April 19th 1811. —

His Honor the President in Council
to the Gentlemen of the Assembly
Gentlemen,

Your House is adjourned
to Tuesday the 30th April

By Command
J^o Burke Jun^r
Clk of Council
Council Chamber
April 19th 1811. —

At a Meeting of the Council this 30th day of
April 1811. — Present

The Honorable Thomas John Gottle Esq^o President
The Honorable Walker Maynard Esq^o
The Honorable John Colhoun Mills Esq^o
The Honorable Peter Jefferys Esq^o
The Honorable P. Rev. Samuel Sykes
The Honorable James Daniell Esq^o
The Honorable James Wecker Esq^o —

The Committee appointed to examine the
Papers in the business of Mr. Huggins, this
day laid before the Board the following Report: —

Novis April 25th 1811. —

Report of the joint Committee of the
Council and Assembly, appointed to examine
the Papers transmitted by His Excellency the
Captain General respecting the Trial of
Edward Huggins Senior. —

Your Committee having examined
the Papers submitted to them by your Honorable
Board and House, are of Opinion, that in the
Paper N^o 12, being the Statement of the Evidence
furnished by the Council for the Prisoner, there
are many material Omissions, particularly
the greater part of what was sworn to by
Doctor Cassin, Mr. Burke, and Mr. Keepe. —

Your Committee are likewise of
Opinion, that N^o 6 the statement of the
Council for the Prisoner, contains evident

marks of Partiality, and misrepresentation, the word "severe" in more Cases than one, having been substituted for that of "Cruel", and those parts of the Evidence both of Mr. Burke and Mr. Keepe being omitted, which go to prove that the Punishment of the Negro Yellow Quashey was repeatedly suspended by the Prisoner's asking him to confess, who had advised him to run away, and that many parts of Mr. Burke's Cross-examination have been omitted.

That by the Evidence of Mr. Nicholson he is made to swear "he believes Mr. Burke's Account of the Lashes to be too much" whereas Mr. Nicholson deposed, that he believed Mr. Burke's account of the number of Lashes, was correct. — That Mr. William Perreberton swore that eight of the Negroes were cruelly flogged, and that the Punishment was such that no Man, Magistrate, or not, could be justified in inflicting. — That Doctor Caspin deposed that being sent for by Mr. Huggins whilst one of the Negroes was under Punishment, upon going, he saw a Man who had received a severe flogging still under the Lash, for whom he interfered, and Mr. Huggins told him that he did not wish him to interfere, unless he thought the Man could bear no more, thus induced him to count the number of Lashes given the next Negro, which amounted to two hundred

and thirty six. — He also declared that when called upon to attend the Negroes who suffered, he bled three of them twice, who had been previously bled by Mr. Peter J. Huggins, by his directions, and that for several days five or six had slight Severs, and that three had severe Severs, which continued after the eighth day. — Your Committee are further of Opinion that the Conduct of the Judges referred to in the Paper n^o 8 in refusing to sign the Statement drawn up by the Prisoner's Counsel, was highly dishonourable to themselves and the Stations they hold. —

On the Paper n^o 5 which relates to the formation of the Jury your Committee have only to observe that the mode does not appear to them to have been practised in this Island before, or since the Trial of Mr. Huggins in any criminal case — no one can be found, who ever saw the Cards by which the Jury was formed, shuffled — That the Jury, whether brought together by Chance, or design, none of whom were objected to by the King's Counsel, were some of them most unfit to decide in such a Cause, two of them being in the service of the Prisoner's Son, and Son in Law, and another in the Custody of the Marshal for Debt and on a subsequent Trial set aside by the Chief Judge as an improper Person to serve on a Jury. — The Paper n^o 14 a letter from Mr. Huggins to Mr. Cottle appears to your Committee to contain

aspersions most unjust and unfounded upon
the Conduct and Motives of the House of
Assembly. —

Your Committee lament that the
Papers now submitted to them were not
furnished to the Legislature at an earlier
Period, and are ignorant of any just Cause
why Copies of them were refused to be shown
to His Majesty's Council by His Honor the
President on their earnest application to him
in the Month of November last. —

Walter Maynard } Committee of
Peter Jefferys } Council.

J. W. Tobin } Committee of
Joaquim Webb Maynard } Assembly.
Mr. Pemberton }

His Honor the President and Council.

To the Gentlemen of the Assembly
Gentlemen,

We herewith send you the Report
of the joint Committee appointed to Examine
the Papers transmitted by His Excellency the
Captain General respecting the Trial of
Mr. Higgins. —

By Command
Council Chamber } In: Burke Junr
30th April 1811. } Chk of Council

The Gentlemen of the Assembly
To His Honor the President & Council.
This House having on the seventeenth

day of December last Resolved that the
sum of £100 p Annuum be given to Horner
Jennings to enforce the Ticket Act and to
keep the Key of the Cage for the Admission
of Offenders, to which he desires the Concurrence
of your Board, and that His Honor the
President be requested to issue an Order on
the Treasurer for the payment thereof by
quarterly Installments so long as he shall
continue in Office. —

Wm. Higgins
Speaker.

Assembly Room
30th April 1811.

The Gentlemen of the Assembly
To His Honor the President & Council.

This House is of Opinion that the sum of
sixty Pounds Currency be allowed to Mr. D.
Smith the present Deputy Provost Marshal
to be charged in his next Annual Account
for the purpose of enabling him to hire a
proper Person to act as Jail Keeper & Marshal's
Man, to which we request the Concurrence
of your Board. —

Wm. Higgins
Speaker.

Assembly Room
30th April 1811.

His Honor the President and Council
To the Gentlemen of the Assembly
Gentlemen,

This Board agree with your
House that the sum of £100 p Annuum be
given to Horner Jennings from the 17th

December last for the purposes mentioned
in your Message, and the President will
issue the Quarterly Orders on the Treasury
for the payment thereof. —

It appears to this Board more desirable
that the two Offices of Turnkey and Cage Keeper
should be combined, and that the most conve-
nient Mode in which that can be done, will be to
pass an Act authorizing the Marshal to
employ a Man for those Purposes at the
Salary of £160 per Annum payable quarterly
out of the Treasury, and enforcing the
residence of such Turnkey in the Gaol itself,
two Rooms having been prepared there for
that especial purpose. — The sum of
£160 comprizing the two distinct sums of
£100 per Annum in your first, and £60 per
Annum in your second Message. —

This Board begs to call your Attention to
the Ticket Act: — the Marshal being the
only Officer recognized therein as having
the Custody of Delinquents and forfeited
Goods. —

By Command
Council Chamber } In Burke Junr
30th April 1811. — } Clk of Council

His Honor the President in Council
to the Gentlemen of the Assembly.
Gentlemen,

Your House is adjourned. —
By Command
Council Chamber } In Burke Junr
30th April 1811. — } Clk of Council

At a Meeting of the Council this 8th
day of June 1811

Present
The Honorable ^{George} John Gottle Esquire President
The Honorable Walter Maynard Esquire
The Honorable John Colkum Mills Esquire
The Honorable Rev^d Samuel Syon
The Honorable James Wickes Esquire
The Honorable Samuel Laurence Esquire

For want of an Assembly no Business could
be done. —

At a Meeting of the Council this 12th
day of June 1811. —

Present
The Hon^{ble} Thomas John Gottle Esq^r President
The Hon^{ble} Walter Maynard Esq^r
The Hon^{ble} John C. Mills Esq^r
The Hon^{ble} Peter Jefferys Esq^r
The Hon^{ble} Rev^d Samuel Syon
The Hon^{ble} Samuel Laurence Esq^r

The Gentlemen of the Assembly
to His Honor the President & Council
We herewith send two Acc^{ts} against
the Public, one of Annetia Broadbells for
£33. & the other of Christiana Smith for
£125.. 5s. and request that His Honor the
President will issue an Order on the
Treasurer for the payment thereof
assembly Room } Wm. Wiggins
12th June 1811. — } Speaker

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen,

Your House is adjourned
to Thursday the twentieth instant.

By Command
In Testimony
Dep. Secy.

Council Chamber
12 June 1811.

At a Meeting of the Council this 20th
June 1811

Present

The Honorable Thomas John Cottle Esq. President
The Honorable John Colborn Mills Esq.
The Hon. the W. Samuel Lyons

For want of other Members to make a Board
no Business could be done.

At a Meeting of the Council this 28th
day of June 1811

Present

The Honorable Thomas John Cottle Esq. President
The Honorable Walter Maynard Esq.
The Honorable John Colborn Mills Esq.
The Hon. the W. Samuel Lyons
The Honorable James Wickes Esq.
The Honorable Samuel Lawrence Esq.

For want of an Assembly no Business could
be done.

At a Meeting of the Council on the
29th July 1811

Present

The Honorable Thomas John Cottle Esq. President
The Honorable Walter Maynard Esq.
The Honorable John Colborn Mills Esq.
The Honorable James Daniell Esq.
The Honorable James Wickes Esq.
The Honorable Samuel Lawrence Esq.

His Majesty's Writs having issued for the
election of Members to serve in the Assembly and
being this day returned it appeared that the
following Gentlemen were duly elected

William Higgins	} For the Parish of Saint Paul
Finlay Nicholson	
William Slater	
Edward Pemberton	} For the Parish of Saint John
William Pemberton	
Peter Thomas Higgins	
James Stanley	} For the Parish of Saint George
Thomas Lubbock	
William W. Wickes	
Edward Higgins Junr.	} For the Parish of Saint James
William W. Rawlins	
John Stanley	
John Henry Clarke	} For the Parish of Saint Thomas
William Bourne Junr.	
Joseph Jones.	

All the above Gentlemen except William Slater
Esq. attended the Board and by direction of His Honor

the President took all the Baths prescribed by Law
and subscribed the Test

William Burke also attended and took the Baths
appointed by Law and subscribed the Test as Clerk of
the Assembly and Sergeant at Arms

The Gentlemen of the Assembly
To His Honor the President and Council

We have appointed the following standing Committees
For Public Accounts Pinbay Nicholson Joseph Jones
and Edward Huggins and for Ports and Fortifications,
Edward Huggins William Bourin and William Pemberton
Esquires to join such Members of your Board as you shall
think proper to appoint

Assembly Room
29th July 1811

W. Huggins
Speaker

His Honor the President and Council
To the Gentlemen of the Assembly

Gentlemen,
We have appointed the Honorable John
Colhoun Mills and the Honorable James Wakes Esquire
to join Pinbay Nicholson Joseph Jones and Edward
Huggins Esq. as a Committee for Public Accounts and
the Honorable Walter Maynard and the Honorable
Samuel Lawrence Esq. to join Edward Huggins
William Bourin and William Pemberton Esquires
as a Committee for Ports and Fortifications

Council Chamber
29th July 1811

By Command
W. Huggins
Clerk of Council

His Honor the President and Council
To the Gentlemen of the Assembly

Gentlemen,
We have appointed the Honorable John
Colhoun Mills Esq. and the Honorable James Wakes
Esq. as a Committee of this Board to join such
Members of your House as you shall think proper
to appoint to carry into effect the Engagements entered
into by the Legislature on the 13th September 1809
with Mr. William Huggins for erecting the Public
Buildings

Council Chamber
29th July 1811

By Command
W. Huggins
Clerk of Council

The Gentlemen of the Assembly
To His Honor the President and Council

We have appointed Edward Huggins Joseph Jones
and William Pemberton Esquires to join the Honorable
John Colhoun Mills and James Wakes Esq. to
carry into effect the Engagements entered into by the
Legislature on the 13th September 1809 with Mr. William
Huggins for erecting the Public Buildings

Assembly Room
29th July 1811

W. Huggins
Speaker

His Honor the President in Council
To the Gentlemen of the Assembly

Gentlemen

Your House is adjourned till Wednesday
the 10th August next
Council Chamber
29th July 1811

By Command
W. Huggins
Clerk of Council

At a Meeting of the Council the 10th
day of August 1811

Present

The Honorable Thomas John Cottle Esq. President
The Honorable Walter Maynard Esquire
The Honorable John Cothoun Mills Esquire
The Hon. the V. Rev. Samuel Lyons
The Honorable James Wickes Esquire
The Honorable Samuel Lawrence Esquire

William Statu Esq. this day attended the Board
and took all the oaths prescribed by Law and subscribed
the Test as a member of the Assembly -

His Honor the President and Council
To the Gentlemen of the Assembly

Gentlemen,

This Board recommends to the
Consideration of your House the necessity of
providing as early as possible for paying the
public Creditors, no act for that purpose having
been passed by the last Assembly. We also
beg to call your attention to the act for repairing
the Highways and the act for embodying the
Militia which have both expired

Council Chamber
10th day of Aug. 1811

By Command
Jas. Wickes Esq.
Clerk of Council

His Honor the President and Council
To the Gentlemen of the Assembly

Gentlemen,

It has been represented to this

Board that in the account passed by the Committee
appointed before the expiration of the last Assembly
for the provision made by Hester Smith in the
entertainment of His Excellency the Captain General
there are some errors which the Committee overlooked.

This Board has recommended it to the Gentlemen
who formed that Committee from this Board to
meet the Gentlemen of such Committee who are
now Members of your House and that they should
request the other Members of such Committee to
join them for the purpose of reconsidering such
accounts and if it shall appear to them that there
are any Errors and that any further sum than
that for which the President's order has been
already given should be due to Hester Smith that
the President may be enabled to give such further
order

Council Chamber
10th Aug. 1811

By Command
Jas. Wickes Esq.
Clerk of Council

The Gentlemen of the Assembly
To His Honor the President and Council

This House have already taken into Consideration
the necessity of providing for the payment of
the demands against the Public and have now a
Bill before them for that purpose, as also a Bill
for establishing a Militia in this Island and they

House will take into their consideration the
propriety of passing an Act for repairing the
Highways

Assembly Room }
10th Aug. 1811 }

W. Higgins
Speaker

The Gentlemen of the Assembly
To His Honor the President and Council

This House concurs with your Board that
the Committee of both Houses who were appointed
to provide for the entertainment of His Excellency
the Governor be authorized to reconsider Master
Smith's account; and that if it shall appear
to them that there are any errors and that any
further sum than that for which the President's
order has been already given should be due to her
that the President may be enabled to give such
further order

Assembly Room }
10th Aug. 1811 }

W. Higgins
Speaker

His Honor the President in Council
To the Gentlemen of the Assembly

Gentlemen,

Your House is adjourned till
Saturday next the 17th Instant

Council Chamber }
10th Aug. 1811 }

By Command
J. M. Drake Junr
Clerk of Council

At a Meeting of the Council this 17th
August 1811. Present

The Honorable Walter Maynard Esq^r President
The Honorable John Colborne Mills Esq^r
The Honorable & Res^t Samuel Lyons
The Honorable James Meke Esq^r
The Honorable Samuel Laurence Esq^r

His Honor the President laid before the Board
the following Letter from His Excellency the
Captain General. —

N^o Christopher's 9th August 1811.

Gentlemen,

In a Dispatch from the Earl
of Liverpool to me of the 12th April, His Lord-
ship acknowledges the Receipt of the various
Documents in reference to the Case of Mr.
Huggins, which I had sent to His Lordship; —
correct Copies of which have been transmitted
by me to the President of the Council and
the Speaker of the House of Assembly at Nevis.

His Lordship further states that "the narra-
tive those Documents contain of the unparal-
leled severity of Mr. Huggins towards
his Slaves, has not failed to make the deepest
impression on the Minds of His Majesty's
Government, — and as it appeared uncor-
radicted, and indeed, admitted that
Persons holding the Office of Magistrates were
present at the punishment of the Slaves,
"without interfering to prevent an act also
"entirely illegal in itself", His Lordship in-
forms me that "He is commended by His
Royal Highness the Prince Regent to direct
"me to remove from that horrible situation,
"any Magistrate, or Magistrates who actually

"witnessed the infliction of that punishment
"without interference, - and who have no
"better justification of their conduct to
"allege, than an ignorance of the Duties
"attached to their Office"; - and His Lordship
also desires that "this may be done with
"that degree of Publicity that may mark to the
"Community, to which they belong His Royal
"Highness the Prince Regent's approbation
"of such culpable remissness on their part."

In conformity to these Instructions,
and to the special Commands of His Royal
Highness the Prince Regent, I desire that the
names of those Magistrates who witnessed
the Punishment of the said Slaves without
interfering, may be forwarded to me
without delay, - together with the Communi-
-on for the Peace, in order that I may
erain therefrom the names of the said
Magistrates. -

I also request that this my Letter
be entered on the Minutes of the Council
and Assembly of Nevis. -

I have the Honor to be
Gentlemen
your most Obedient
humble Servant
A. Elliot

To
The Hon^{ble} Tho^s J. Colthorpe Esq^r
President of His Majesty's Council
and
The Hon^{ble} William Huggins Esq^r
Speaker of the House of Assembly
Nevis. -

His Honor the President and Council
To the Gentlemen of the Assembly.
Gentlemen,

We herewith send you a Letter
from His Excellency the Captain General to
the President and Speaker, communicating
a Dispatch from the Earl of Liverpool respect-
-ing the conduct of the Magistrates on the
occasion of Mr. Huggins's Cruelty to his
Slaves. -

By Command
of the Council Chamber
17th August 1811. -
J. Burke Junr
Clerk of Council

The Honorable John Colthorpe Mills Esq^r
laid before the Board the following Report
to. -

At a Meeting of the Committee appointed
to superintend & inspect the Building of the
new Court House. -

Present
The Hon^{ble} J^r Colthorpe Mills
The Hon^{ble} James Wecker
William Pemberton
Joseph Jones
} Equines

x It was resolved that the Chairman should
forward the following Letter to Mr. William
Huggins the Contractor for building the
same. -

Committee Room 15th Aug^r 1811

Sir,
The Committee appointed for inspect-
-ing the Public Building having in consequence
of the apparent neglect on your part, of that
work, and the abandonment of the Proposal
made by you in September 1809 - This day,

meet for the purpose of considering the state of that Building in order to report the same to the Legislature at their Meeting on Saturday next - and considering that some Contract or engagement on your part should be entered into with the Public, for the uninterrupted progress of that Building and the completion thereof within a reasonable time, and also considering that in such Contract you should be joined by some surety in a Bond sum for these purposes - I am in the name of such Committee now to require that you will on or before Saturday next at 10 o'clock in the forenoon - explicitly state to me in writing - within what Period you will bind yourself to complete your Undertaking - also, who will become bound with you - and I am also to state to you that the sum in which you will be expected to become bound for these Purposes will not be less than two thousand Pounds current Money. -

In: Colhoun Mills
Chairman of the Committee

To William Huggins Esq^r

Sir,
Permit me to acknowledge the Receipt of your letter of yesterday's date which you thought proper to address me with. - In reply, I must candidly say it is not in my Power at present to enter into any Contract or Engagement respecting the Completion

of the Public Building until the arrival of some of my Brothers, who it is well known is not on the Island. - I do not know a Gentleman in the Island I could request a favour of so great importance as to become my Security for two thousand Pounds in case of non-performance. -

I have not the smallest doubt on my mind every Gentleman must suppose that it is my Interest to complete the work as soon as possible. -

I will do myself the Honor of waiting on the Gentlemen of the Assembly tomorrow. -

I am Sir with very great respect
Your most Obedt Serv^t

Aug: 16th 1811. -

The Hon^{ble}

John Colhoun Mills Esquire - +

His Honor the President and Council
to the Gentlemen of the Assembly
Gentlemen

We send you herewith the Report of the Committee for superintending the Public Building together with the Reply of the Contractor, and the Board is of opinion that some decisive measures ought to be adopted respecting such Building. -

Council Chamber
17th August 1811. -

By Command
In Burke's Hall
Clerk of Council

The Gentlemen of the Assembly
To His Honor the President & Council

It having been represented to this House
that it was the opinion of the ^{George} Medical
Gentleman who attended Mr. Vaughan
that he died of Poison; - We are of opinion
that a Reward of £100 Currency should be
offered to any Person free or Slave, who will
give such Information as may tend to
convict the Person or Persons who admini-
-tered the said Poison; - to which we
request the Concurrence of your Board.

Assembly Room
Aug: 17th 1811. -

Wm. Higgins
Speaker

His Honor the President and Council
To the Gentlemen of the Assembly.
Gentlemen

This Board concurs with your
House that a Reward of £100 Currency
should be offered to any Person free or Slave,
who will give such Information as may
tend to convict the Person or Persons who
administered Poison to Mr. George Vaughan.

Council Chamber
Aug: 17th 1811. -

By Command
John Burke Junr.
Clerk of Council

20 The Gentlemen of the Assembly
To His Honor the President & Council

We perfectly agree in opinion with your
Board that some decisive measures should
be adopted for carrying into effect the Com-
-pletion of the Public Building, and

We have to state to your Board that Mr.
William Higgins has appeared before
us and is ready to enter into a Contract
for that purpose. -

Wm. Higgins
Speaker

Assembly Room
Aug: 17th 1811. -

His Honor the President and Council
To the Gentlemen of the Assembly.
Gentlemen

The President having expressed
it as his opinion that some doubts might
arise as to the Magistrates coming within
the meaning of Lord Liverpool's Dispatch
this day communicated to the Board - It
has been resolved that a Committee of this
Board should be appointed to meet a
Committee from your House for the purpose
of ascertaining and reporting the names
of such Magistrates, and that such Com-
-mittee be authorized to take such steps as
may appear to them best calculated to obtain
this information. and this Board appoints
the Honorable John Colhoun, Mills and the
Honorable James Weekes Esquires as a Com-
-mittee from this Board to meet such Com-
-mittee as you may think proper to appoint
for that purpose. -

Council Chamber
Aug: 17th 1811. -

By Command
John Burke Junr.
Clerk of Council

The Gentlemen of the Assembly
To His Honor the President & Council
We have appointed Wm. W. Milnes, Edward
Pemberton and Friday Nicholson Esquires

as a Committee from this House to join
the Honble John C. Mills & James Weekes
Esquires for the purposes mentioned in
your last Message. — Wm. Higgins
Speaker

Assembly Room
17th Aug. — 1811. —

His Honor the President in Council
To the Gentlemen of the Assembly
Gentlemen,

Your House is adjourned
to Friday next the 23rd instant.

Council Chamber
17th August 1811. —

By Command
J. C. Mills Junr.
Clerk of Council

At a Meeting of the Council this
23rd day of August 1811. —

Present

The Honorable Walker Maynard Esq. President

The Honorable John Colhoun Mills Esq.

The Honorable & Rev. Samuel Lyons

The Honorable James Daniell Esq.

The Honorable James Weekes Esq.

The Honorable Samuel Laurence Esq.

The Honorable John Colhoun Mills
Esq. laid before the Board the following
Report, respecting the Magistrates who
withreped the Punishment inflicted by
Mr. Higgins on his Negroes on the 23rd of
Jan^y. 1810. —

The

The Committee of the Council and
Assembly appointed for the purpose of
ascertaining and Reporting the Names
of such Magistrates as came within
the meaning of Lord Liverpool's Dispatch
of the 12th of April 1811. humbly Report
to your Board and House that they
have this day proceeded to enquire the
names of the Magistrates who were
Resident and actually in the Town
of Charles Town on the 23rd day of January
1810, when Edward Higgins Senior Esquire
Punished several of his Negroes in the
Public Market Place; — and they find
that William Higgins, John Richardson,
Joseph Jones, Edward Higgins Junior,
William Burke, Henry Richards Esquire
and the Rev. William Green (since
deceased) were in Town on the said
23rd day of January, and were the same
Magistrates that were Presented by the
Grand Jury on the sixth of March
following. —

That your Committee have been
attended by William Higgins, who has
stated to them as follows, that he was
in his House indisposed and totally un-
acquainted with the Proceeding, till
after the Punishment was inflicted
and that the first information he had
was from the Servants about his House
and he further stated that if he had
known of the Proceeding he would
have used his Endeavours to have

presented it. —

That your Committee have been also attended by John Richardson Esquire, who has stated as follows. That he heard from Mr. Richardson on the day of the Punishment that Mr. Huggins was flogging the whole of Mr. Pirney's Gang of Negroes, but that he was not in the Market Place, nor did he see, or know of the Severity of the Punishment till the following day.

That your Committee have also been attended by Joseph Jones Esquire, who has stated that having had notice given him about two or three days before the day of Punishment (by Doctor Cassin) that Mr. Huggins intended bringing his Negroes to Town to be tried, he held himself in readiness to go to the Court House for that purpose, and was much surprized at seeing Mr. Huggins on the 23^d of January stop in the Market Place, and commence punishing several of his Negroes: — that his principal Reason for not going into the Market Place was because he saw Doctor Cassin and Mr. Edward Huggins Junior present and that he did not interfere to prevent the Punishment. —

That your Committee have not required the attendance of Mr. Edward Huggins Junior from having sufficient Evidence before them that he was present during the infliction of the Punishment. —

That your Committee have also been attended by William Burke Esquire, who has stated that his Dwelling House, is some distance from the Market Place and did not know till after, or near the Conclusion that Mr. Huggins was flogging his Negroes, and that he was then informed that Doctor Cassin and Mr. Edward Huggins Junior were present, consequently he supposed that the Flogging was under their sanction as he had heard a few days before that Mr. Huggins intended having his Negroes taken before Doctor Cassin and Mr. Joseph Jones — that he never heard till after the Punishment was inflicted that the Negroes were flogged with any degree of Severity. —

That your Committee have also been attended by Henry Richards Cassin, who has stated that he was present only during the whole Punishment of one Slave, and of another in part —

That he was called there by Mr. Edward Huggins Senior as a Physician, and not as a Magistrate — that, whilst there he interfered as a Friend of the Party to mitigate the Punishment of the Negro then receiving it, but ineffectual. — That he did not interfere as a Magistrate having been led to doubt the Power of a Magistrate to prevent a Proprietor punishing his own Slaves, it having been customary to punish them in that Place. — That he expected

M^r. Huggins would have applied to Mr. Jones and himself as Magistrates, but M^r. Huggins did not apply to them as a Magistrate. —

In Conclusion, your Committee humbly state that from the result of this Investigation, it appears to them that the Magistrates present, or within sight of the Punishment inflicted by Edward Huggins Senior on the 23rd day of January 1810, were Henry Richards Esq^r, Edward Huggins Junior, and Joseph Jones Esq^r; — and your Committee have subjoined the Reasons given by the other Magistrates whose Names are hereinbefore stated and were actually in Town at the time, why such other Magistrates did not interfere to prevent the said Punishment. —

Dated at the Court House the 17th day of August 1811. —

J^r. Gibbon Mills } Committee from the
James Beecher. } Council. —

W^m. Mathington Wilkes } Committee from
Edw. Pemberton } the Assembly. —
J. Nicholson. }

His Honor the President and Council
To the Gentlemen of the Assembly. —
Gentlemen,

We herewith send you the
Report of the Committee appointed

for the purpose of ascertaining, and
Reporting the Names of such Magistrates
as carried within the meaning of Lord
Liverpool's Despatch of the 12th of April
last. —

Council Chamber
23rd of August 1811. —

By Command
J^r. Burke Jun^r.
Clerk of Council

His Honor the President in Council
To the Gentlemen of the Assembly. —
Gentlemen,

Your House is adjourned
to Friday next the 30th instants. —

Council Chamber
23rd of August 1811. —

By Command
J^r. Burke Jun^r.
Clerk of Council

At a Meeting of the Council this 30th
day of August 1811. —

Present

The Honorable Thomas John Cottle Esquire
President.
The Honorable Walter Maynard Esquire
The Honorable & Rev^d Samuel Lybrow
The Honorable James Daniell Esquire
The Honorable James Necker Esquire
The Honorable Samuel Lawrence Esquire

His Honor the President laid before the
Board the following Leave of Absence for
the Honorable Peter Jefferys and the Honorable
Henry Rawlins Esquires

By His Excellency Hugh Elliot
Esquire, Captain General and
Governor in Chief in and over all
His Majesty's Leeward Charibbee Islands
in America, Chancellor Vice
Admiral & Ordinary of the same

to to to.

His Majesty having been graciously pleased to signify his pleasure that if any of the Members of His respective Councils should thereafter absent themselves from their respective Islands, and be absent above the space of twelve Months together without leave from the first obtained under my Hand and Seal, that the place of such Member of the said Council should immediately thereupon become void, And the Honourable Peter Jefferys Esquire one of the Members of His Majesty's Council for the Island of Nevis having applied to me to dispense with his being absent, I do hereby grant him my leave of absence to continue for the space of twelve Months to be computed from the time of his departure from the said Island. And this Licence is to be presented to the President in Council within three Months after the date hereof to be entered on the Minutes. —

Given under my Hand and Seal at Saint Christopher's the twenty fourth day of August 1811, in the fifty first year of His Majesty's Reign.

H. Elliot. —

By His Excellency's Command

P. Heydinger

Secy. —

Nevis
(S)

By His Excellency Hugh Elliot Esquire Captain General and Governor in Chief in and over all His Majesty's Seaward Charibbee Islands in America Chancellor Vice Admiral and Ordinary of the same to to to. —

His Majesty having been graciously pleased to signify His pleasure that if any of the Members of His respective Councils should thereafter absent themselves from their respective Islands and be absent above the space of twelve Months together without leave from the first obtained under my Hand and Seal, that the place of such Member of the said Council should immediately be thereupon become void And the Honourable Henry Rasvins Esquire one of the Members of His Majesty's Council for the Island of Nevis having applied to me to dispense with his being absent to attend his private Affairs in Europe, I do hereby Grant him my leave of absence to continue for the space of twelve Months to be computed from the time of his departure from the said Island. And this Licence is to be presented to the President in Council within three Months after the date hereof to be entered on the Minutes. —

Given under my Hand and Seal at St. Christopher's the eighth day of August 1811, in the fifty first year of His Majesty's Reign.

By His Excellency's Command

P. Heydinger

H. Elliot

Secy. —

Richard Joseph Brodbelt was this day admitted Deputy Secretary of this Island, and by direction of His Honor the President took all the Oaths prescribed by Law and subscribed the Test, - and entered into the following Bond. -

Nevis. -

Know all Men by these Presents that we Richard Joseph Brodbelt, John Burke Junior and Thomas Powell of the said Island of Nevis Gentlemen are jointly and severally held and firmly bound unto our Sovereign Lord George the Third of the United Kingdom of Great Britain and Ireland King Defender of the Faith in the sum of one thousand Pounds Sterling Money of Great Britain to be paid to our Sovereign Lord the King his Heir and Successors, which payment well and truly to make we do bind us ourselves and each of us our and each of our Heirs Executors and Administrators firmly by these Presents Sealed with our Seals and dated this thirtieth day of August in the year of our Lord one thousand eight hundred and eleven.

Whereas the above bound Richard Joseph Brodbelt hath this day been admitted Deputy Secretary of the said Island of Nevis. Now the Condition of this obligation is such that if the above bounden Richard Joseph Brodbelt do

and shall in all things faithfully and diligently discharge the Trust and Duty of the said office of Deputy Secretary of the Island aforesaid for and during the time he shall continue in the said office according to the Laws and Customs of Great Britain and of the said Island of Nevis then this obligation to be void, or else to be and remain in full force and Virtue. -

Sealed and delivered
in the presence of -

for the signature of
Richard Joseph Brodbelt and
John Burke Junr. -

Witness

John Davenport Smith

for the signature of
Thomas Powell
Witness.

Ja. Stanley. -

His Honor the President in Council
to the Gentlemen of the Assembly
Gentlemen,
Your House is adjourned

to Friday the 6th of September. -

Council Chamber
30th August 1811. -

By Command
Thos. Burke Junr.
Secy of Council

at a Meeting of the Council this 6th day
of September 1811. -

Present
The Honorable Thomas John Battle Esq. President
The Honorable P. Rev. Samuel Lyons. -

In want of other Members to form a
Board, no business done. -

At a Meeting of the Council this 10th day
of October 1811.

Present
The Honorable Thomas John Cottle Esq^r President
Honorable Walter Maynard Esq^r
Honorable John Colthour Mills Esq^r
Honorable Samuel Lyons
Honorable Samuel Laurence Esq^r

Motion made by the Honorable and
Rev^d Samuel Lyons and seconded by
the Honorable John Colthour Mills
Enquire that the Bill intituled "An Act
"for raising a certain sum of Money
"by a Duty, or Tax of two Shillings Current
"Money per Poll on all Negroes and
"other Slaves, and the further sum of
"one Pound on the hundred Pound
"on the yearly value of all Houses here
"in this Town and Settlements in the
"several Towns of Charles Town, James
"Town, Indian Castle and New Castle
"and other parts of the said Island
"not belonging to and in the actual
"employ of any Sugar Plantation
"for paying off and discharging the
"Debts against the Public, and defraying
"the other Expenses of the said Island,"
be read a third time, and it was read
a third time accordingly.

His Honor the President then put to
Vote, whether the said Bill should pass
into a Law, and it passed the Board
accordingly.

The Gentlemen of the Assembly
His Honor the President & Council
We herewith send you a Bill inti-
tuled, "An Act supplementary to an Act

"intituled, an Act to repeal three Acts
"intituled Acts for the more easy repair-
"ing the High Ways &c and for making
"another Act to the same purpose more
"effectual and for altering and amend-
"ing the same", which hath passed this
House. —

Wm Higgins
Speaker
Assembly Room }
10th October 1811. —

Motion made by the Honorable
John Colthour Mills Esq^r and seconded
by the Honorable and Rev^d Samuel Lyons
that the said Bill be read a first time
and it was read a first time accordingly.
—

The Gentlemen of the Assembly
In Witness whereof the President & Council
We herewith send you five Accounts
against the Public of this Island.

In ^o C. Mills Esq ^r	£ 800
In ^o Burke Esq ^r	129 7
J. D. Smith	97 7
Wm Seater	121 6 5
Wm Burke	85 18 6

and desire the concurrence of your
Board in requesting His Honor the
President will issue Orders thereon
to the Treasurer for the Payment thereof
in Cash. —

Wm Higgins
Speaker
Assembly Room }
10th Oct^r 1811. —

His Honor the President in Council
to the Gentlemen of the Assembly
Gentlemen,
Your House was adjourned

Friday the eighteenth instant.
By Command
Council Chamber }
10th October 1811. — }
Robt. Prodbell.
Clt of Council

At a Meeting of the Council this 18th
day of October 1811. —

Present.

The Honorable & Rev^d Samuel Lysons. —

Not want of other Members to form a
Board no business done. —

At a Meeting of the Council this 29th
day of October 1811. —

Present

The Honorable Thomas John Biddle Esq^r President
Honorable Walter Maynard Esq^r
Honorable John Colthour Mills Esq^r
Honorable & Rev^d Samuel Lysons
Honorable Samuel Lawrence Esq^r

His Honor the President laid before the
Board the following Letters, &c. —

(Circular) To Christopher's October 9th 1811. —

Sir,

I have the Honor to transmit herewith
the copy of a Dispatch addressed to me by the
Earl of Liverpool, of the 26th of July 1811, together
with a copy of the Resolutions of the House
of Commons of the 2^d July to which it refers. —

I beg you will lay both those Documents
before the Board of Council and the House
of Assembly, accompanied with my
earnest request that they will be pleased

to afford me their assistance in procuring
the Returns specified in the Resolutions
of the House of Commons. —

I have the Honor to be Sir
your most Obedient
servant
Thomas J. Biddle Esq^r
President of the Hospital
St. Elizabeth

Copy
(Circular)

Dorchester
27th July 1811. —

I am commanded by His Royal
Highness the Prince Regent to transmit to you
the copy of a Resolution of the House of
Commons, made on the 2^d instant, and to
desire that the several Returns therein
mentioned may be prepared and forwarded
to me without delay. —

I have the Honor to be Sir
your most Obedient
servant
(Signed) Liverpool
Governor Elliot
to the Hon^{ble}
New

(Copy)

Martin Die July 1811

Resolved

That an humble Address be pre-
sented to His Royal Highness the Prince Regent
that he will be graciously pleased to give
Directions to the Governor of His Majesty's
Islands and Plantations in the West Indies
to transmit, with all convenient speed, the
following Accounts, in order that they may
may be laid before this House in the next
Session of Parliament, viz. Accounts
specifying the total Number of Slaves now in

said Islands and Plantations respectively,
in which such Returns at the latest Periods to
which such Account can be made up; together
with the Documents or Evidence on which such
Account shall be founded. - A like Account,
specifying the total Number of White
Inhabitants in the said Islands and
Plantations respectively. - A like Account,
specifying the total Number of free Persons
of Colour resident in the said Islands and
Plantations respectively. - An Account
specifying the number and Parochial
or other Cures of the Clergy of the Church
of England, actually resident in the said
Islands and Plantations respectively, with
the annual Value of their Benefices or ap-
pointments; also the number and Cures
and value of the Benefices of such Clergy of
the Church of England as have Benefices in
the said Islands and Plantations respective-
ly, but are not resident therein, and of the
Curates, if any, which serve the Cures of
Non-resident Clergy; also the Extent of the
Parishes or other Districts comprized in the
respective Cures of the said Beneficed Clergy,
resident or non resident, and the number
of Souls therein respectively contained,
distinguishing the White Inhabitants, the
free People of Colour, and the Slaves respec-
tively. - An Account of the number of
Spirited Clergymen, or Persons acting
as Ministers or Members of Religion, not
being Priests or Deacons of the Established
Church, who are now resident, and
exercising any religious Jurisdiction in the
said Islands and Plantations respectively,
specifying whether there is any and what
Provision within the Island or Planta-
tion for their Support. An Account of the

Number, Date and Nature of all Accounts
or Returns delivered in to the Councils and
Assemblies, or to any other Public Body, Court
or Officer in the Year 1810, or the last Year pre-
ceding 1810, wherein any such Accounts or Returns
have been made, of the Births and Deaths of
Slaves, and such other matters whereof any
such Returns ought to be made by force of
any Law passed in the said Islands and
Plantations respectively, for the Protection of
Slaves or or subsequent to the Year 1780. - An
Account or List of all Convictions had, and
of all Infirmitates or fines recovered, and of all
other Punishments imposed or adjudged for
any Default or neglect of any such Account
Returns or ought to be made pursuant to the
said Laws for the Protection of Slaves, or for
any other Offences against the said Laws, Statutes,
or Ordinances, whether the Parties prosecuted
and convicted were white Persons or free
Persons of Colour. - A List and Copies of all
such Acts passed by the Governor, Councils
and Assemblies of the said Islands or Planta-
tions, and which shall not have been stan-
dardly transmitted for His Majesty's Approbation
and also of all such Bye Laws Ordinances or
Regulations made by any Corporate Body
within the said Islands and Plantations
and relate to the Government, Discipline,
Protection or Melioration of the Condition of
Slaves, and herein especially of all Acts,
Bye Laws or Ordinances that in any manner
encourage, restrict or regulate the religious
Worship of Slaves, or their Instruction in
Religion, whether by Masters of the establish-
ed Church, or Deacons, or any of the said
Islands or Plantations. - And also that His
Royal Highness will be graciously pleased
to direct the Judge and Registrar of the

the Admirally Courts of the said Islands, and Plantations respectively, and the Officers who have been appointed thereon, pursuant to the several Statutes, & an Act made in the forty seventh Year of His Majesty's Reign, intitled, "An Act for the Abolition of the Slave Trade," to transmit, without delay, an Account of all Injuries and Prosecutions which have taken place in the said Islands and Plantations respectively, of Slaves upon the Coast, or as forfeited since the passing of the said Act of Parliament, to the latest time such an Account can be made up to, specifying the number of Slaves, and the Court of each Prosecution. - An Account of all Slaves or Natives of Africa, which since the passing of the said Act, have been sold, or disposed in the said Islands and Plantations, and respectively as Prizes of War, or as forfeit, or under the said Act, or any other Act of Parliament made for restraining or prohibiting the African Slave Trade, and all such Lists over to the proper Officers, specifying distinctly in what manner all such Slaves or Africans have been dealt with or disposed of; and if the names, or any part thereof, have been entered and entered into His Majesty's Lists, or in Lists, into what Corps, or on Board what Ships they have been so entered and enlisted, and in respect of such of them as have been bound Apprentices, specifying the names and places of Abode, and Professors of the Masters to whom they have been so bound, and the Term for which such Apprenticeships were respectively to continue, and the Trade or Business that was to be taught, together with the Dates of the Indentures of Apprenticeship, also an Account of the number

and names of such Apprentices as are now living, and their present Places of Residence and Employments, and in whose Possession, or under whose immediate Charge the same now are. -

Ordered

That the said Address be presented to His Royal Highness the Prince Regent by such Members of this House as are of His Majesty's most Honorable Privy Council.

S^t. Christopher

12th October 1811.

Sir,

I herewith inclose several Articles extracted from my Instructions, which I beg you will have the goodness to lay before the Council and Assembly of St. Christopher in the usual manner. -

I am at the same time to request you will be pleased to offer my apology to the Board of Council and to this House of Assembly, for my delay, in having deferred so long beyond what it was my duty to have done, the official communication of those Articles. -

It is but very lately I discovered that, by a mistake the Papers now inclosed were not delivered where I was at St. Christopher, and that they were inadvertently brought away with the rest of my Papers from thence. - I trust however, I have the less reason to regret this Circumstance, as I believe similar Articles extracted from the King's Instructions had been previously communicated to the Council, and

Assembly of Nova Scotia by the late Lord
Livingston.

I have the Honor to be

In your most obedient
humble Servant
The Hon^{ble} Secy^{ry} of the Hon^{ble} Council
Thomas J. Little Esq^r At Elliot
President of N. S. Council
Nova Scotia

Articles

Extracted from His Majesty's Instructions to
Governor Elliot
No. 10

Whereas we are sensible that effectual
care ought to be taken to oblige the Members
of our Councils, to a due attendance therein,
in order to prevent the Inconveniences
that may arise from the want of a quorum
of the Council to transact business, as
business may require. It is our Will and
pleasure that if any of the Members of
any of our said respective Councils
shall hereafter absent themselves from
the said respective Islands, and continue
absent above the space of twelve
Months together without leave from you,
or from our Commander in Chief of
those Islands for the time being first
obtained under your, or his Hand and
Seal, or shall remain absent for the space
of two years successively without our leave
given them under our Royal Signet and
sign Mandate their places or places in
the said Councils shall immediately
thereupon become void and that if
any of the Members of our said Councils

When residing in each respective Island
shall hereafter wilfully absent themselves
when duly summoned without a just and
lawful cause, and shall persist therein
after admonition, you are to suspend the
said Councillors & absents themselves till
our further pleasure be known giving
timely notice thereof to us through one of
our principal Secretaries of State and to
the Lords of the Committee of our privy
Council for Trade and foreign Affairs
now for their Information.

And we hereby will and require you
that this our royal Will and Pleasure be
signified to the several Members of our
respective Councils aforesaid, and en-
tered on the Council Books of our said
Islands as a Standing Rule

11
You are to observe in the passing of all
Laws that this stile of Enacting the same
be by the Governor, Council and Assembly
and no other.

12
You are also as much as is possible to
observe in the passing of all Laws that
each different matter be provided for by
a different Law without intermingling
in one and the same Act such things
as have no proper relation to each
other, and you are more especially to
care, that no Clause or Clause be inserted
in, or annexed to any Act, which
shall be foreign to what the Title of such
respective Act imports and that no re-
petitious Clause be part of any Company
Law, and that no Act whatever be

suspended, altered, continued, revived,
or repealed, by general words but the title,
and date of such Act, so suspended,
altered, continued, revived and re-
pealed, be particularly mentioned and
expressed in the enacting part.

13
And it is our Will and pleasure
that you do not Recreate any Law to which
the Assent of us, or our Royal Predecessors
has been once refused without express leave
for that purpose first obtained from us
upon a full representation by you to be
made to us through one of our principal
Secretaries of State and to the Lords of
the Committee of our Privy Council
for Trade and Foreign Plantations
their Information of the reason and
necessity for recreating such Law or
give your assent to any Law, for repealing
any other Law passed in your Government,
whether the same has or has not received
our Royal approbation, unless you
take care that there be a Clause inserted
therein suspending and deferring
the Execution thereof until our Royal
Pleasure be known concerning the same.

14
And it is our express Will and Pleasure
that no Law for granting unto us, any
sum of Money by Duties of Import,
Tonnage or Excise be made to continue
for less than one whole year, as also
that no other Laws whatsoever be made
to continue for less time than two years
except only in cases where it may be

necessary upon some unforeseen emer-
gency to make provision by Law for a
Contingent

15
Whereas Inconveniences have frequently
arisen in some of our said Colonies
from the Establishment of Public and
private Lotteries, It is our Will and
pleasure that you do not give your
assent to any Bill or Petition for raising
Money by the institution of public or
private Lotteries whatsoever, until you
shall have first transmitted to us, through
one of our principal Secretaries of State
a Draft or Drafts of such Bill or Bills and
shall have received our directions there-
upon.

16
It is our Will and pleasure and
we do hereby require and command
that you do not upon any pretences
whatsoever give your assent to any
Law or Laws to be passed in your Colonies
under your Government, by which
the number of the Assembly shall
be enlarged or diminished, or the
duration ascertained. The qualifications
of the Electors or the Elected fixed, or
altered, or by which any Regulations
shall be established with respect
thereto inconsistent with our Statutes
relating to you, our Governor as prescribed
to that right or authority which you derive
from us in virtue of our royal Commission
and Instructions.

And you are particularly required to
pay any sum to us any Act by Grant, Deed
Conveyance or otherwise whereby our Revenue
may be lessened or impaired without our
special leave or command therein

Whereas great Michiefs have frequ
arise by the passing of Bills of any kind
and extraordinary nature and Import
in our said Colonies which Bills when
in force there from the time of enacting
until our pleasure be signified to the
contrary. We do hereby will and require
you not to pass or give your assent to
Bill or Bills in any of the Assemblies
of the said Islands under your Government
of an unusual and extraordinary
nature and importance whereby our
prejudice or the Property of our Subjects
may be prejudiced wch to any Bill
wherby the Trade or Shipping of this
United Kingdom shall be any way
affected until you shall have first
communicated unto us through one of our
Principal Secretaries of State and
the Lords of the Committee of our Privy
Council for Trade and foreign Plantations
for their Information, the day
of such Bill or Bills and shall have
received our Royal pleasure thereupon
unless you take care in the passing
of such Bill or Bills as aforesaid
that there be a Clause inserted
suspending and deferring the Execution
thereof until our pleasure

knowing concerning the same

You are to take care that in all Acts
Orders to be passed within our said Colonies
any Clause for conveying Money or im
posed by Taxes and Contributions express men
shall be made that the same is granted
reserved to us our Heirs and Successors for
Public Use of the said Islands and the
out of the Government thereof as by
said Act or Order shall be directed

You are not to suffer any Public Money
to be issued or disposed of otherwise than
Warrant under your Hand, the Hand of
Lieutenant General, or the Hand of
Lieutenant Governour, or Commanders
of our said Islands respectively
and with the Advice and Consent
of the said Council - But the Assemblies
may nevertheless be permitted from
time to time to view and examine
accounts of Money or value of Money
disposed of by virtue of laws made
therein which you are to signify unto
us as there shall be reason

You are not to permit any Clause
whatsoever to be inserted in any Law
for the conveying of Money, or the value of
Money, whereby there shall not be
made liable to be accounted for unto
us here in this Kingdom, and to our
Commissioners of our Treasury, or our
High Treasurer for the time being and
Audited by the Auditor General of our

Plantations to his Deputy for the time
being. - And we do particularly require
and enjoin you upon pain of our
highest Displeasure to take care that
Books and accounts of all Receipts
Payments of all such Money be duly
kept, and the truth thereof attested
both, and that all such accounts be
audited and attested by our Auditor
General of our Plantations or his Deputy
who is to transmit Copies thereof to
Commissioners of our Treasury, or
our high Treasurer for the time being
And that you do every half year
forward send another Copy thereof
by yourself to the Lords of the
Council of our Privy Council for
our foreign Plantations and duplicate
thereof by the next Convoynance in
which Books shall be specified word
particulars upon raised or supposed
together with the names of the
to whom any Payments shall be
made to the end that we may be
satisfied of the right and due appli-
cation of the Revenue of all our said
Islands with the probability of their
Increase or Diminution of it and
every head or Article thereof.

32

You are to require the Secretary
of the respective Islands under
Government, or his Deputy for
the time being to furnish you with
transcripts of all such Acts and
Public Orders as shall be made

from time to time together with
Copies of the Journals of the Councils
and that all such Copies be fairly
abstracted in the Margents to the end
that the same may be transmitted to
through one of our principal Secretaries
of State and to the Lords of the
Council of our Privy Council for
our foreign Plantations for
their Information which he is duly
to perform upon pain of incurring the
displeasure of his office.

33

You are also to require from the
Sherks of the respective Assemblies
of the said Islands or other proper
Officers Transcripts of all the Journals
and other Proceedings of the said
Assemblies and that all such Trans-
cripts be fairly abstracted in the
Margents to the end that the same
may in like manner be transmitted
as aforesaid

59

It being our Intention that all
Persons inhabiting our Islands under
our Government should have free
Liberty of Conscience and free exercise
of all such modes of Religious worship
as are not prohibited by Law, we do therefore
hereby require you to permit all
Persons within our said Islands to
use such Liberty and exercise such
modes of Religious worship as are not
prohibited by Law provided they be
exercised with a quiet and peaceable

enjoyment of the same not giving
Office or Service to the Government.

We do further will and require you
to move the respective General Assemblies
of our Leeward Islands that they continue
the Public Service which they have been
accustomed to make for the Fortifications
and Defence of the said Islands, and
from time to time to pass such other
Acts as may be requisite for carrying
on such Works as shall be necessary
for those Purposes in which we doubt
not of their cheerful concurrence for the
Common Security and benefit they will
thereby receive.

86

It having been represented unto
us that it is necessary for our Service
and the good of our Islands under your
Government, that you do make your
Chief Residence at Antigua that
being the leewardwardmost Island
and from whence you may by Conve-
=nience more easily and speedily
repair to the others in case of need.

It is our will and pleasure that
you do make your Chief Residence and
abide at Antigua accordingly. But you
are nevertheless frequently to visit the
other Islands in order to inspect the
Management of all public Affairs,
and thereby the better to take care, that
the Government in each of them
be so administered that no disorderly

Practices may grow up contrary to our
Service and the welfare of our Subjects.

Supplement N^o 26

Whereas Inconsiderance have
arisen by the General Assemblies
making Gifts and Presents to our Go-
vernors. - It is our ^{express} will and Pleasure
that neither you our Governor nor any
Governor or Commander in Chief of
our Leeward Islands for the time being
respectively do give your or their Com-
=mission to the passing any Law or Act for
any Gift or Present to be made to you
or any of them by the Assembly or
Assemblies of all or any of our said
Islands and that neither you nor
they do receive any Gifts or Presents from
any of the said Assemblies or others on
any account or in any manner what-
=ever upon pain of our highest displea-
=sure and of being recalled from that
our Government, except only that there
being no House appointed or set apart
by us for our Governor or Commander
in Chief and it having been customa-
ry for the general Assemblies to make
a temporary Provision of an House or
Rent for the same out of the Public
Service. We are pleased to permit the
General Assembly of all our Leeward
Islands or the particular general
Assembly of each respective Island
or Islands to assign or provide such

are House or Rent for the same out of
the public Service of our said Islands
and to allow you our Governor or the
Commander in Chief for the time
being, to accept thereof provided that
the Assignments of an House or Rent
for the same as aforesaid, be made
at the first Session of a Assembly after
your arrival and for the whole term
of your Government. And we do
further require that this Declaration
of our Royal Will and Pleasure be
communicated to the several Agents
-lices of our said Islands at their
first meeting after your arrival
and entered in the Registers of our
Councils and Assemblies there, that
all Persons whom it may concern
may govern themselves accordingly

28

It is our Will and Pleasure that you
do not on pain of our highest displeasure
give your Assent to any Law wherein
the Natives or Inhabitants of the several
Islands under your Government are
put on a more advantageous footing
than those of this our United Kingdom,
or whereby Duties shall be laid upon
British Shipping, or upon the Produce
or Manufactures of that part of our
United Kingdom called Great Britain
upon any pretence whatsoever.

Additional Instructions given
at the Court of St. James the seventh
day of June 1809.

It

It is our Will and Pleasure and we
do hereby require and Command that
you do not on any pretence whatsoever
give your Assent to any Law or Laws to
be passed concerning Religion until
you shall have first transmitted unto
us through one of our principal Secretaries
in State the Draft of such Bill or Bills
and shall have received our Royal
Assent thereupon unless you take
care in the passing such Bill or Bills
that a Clause or Clause be inserted
therein suspending and deferring
the Execution thereof until our Will
and Pleasure shall be known thereupon

His Honor the President and Council
to the Gentlemen of the Assembly,
Gentlemen,

We herewith send you two
Letters from His Excellency Governor
Elliot, the first dated the ninth instant
inclosing the copy of a Letter from the
Earl of Liverpool of the 24th of July
covering a Resolution from the House
of Commons of Tuesday the second
of July 1811. - The second dated the 12th
instant with the copy of several Arti-
cles extracted from His Excellency's
Instructions, for your consideration
By Command
Council Chamber
29th of October 1811.

R. D. B. Bell
Clerk of Council

The

The Gentlemen of the Assembly
In His Honor the President and Council
We herewith send you a Resolution
entered into by this House, to which
request the concurrence of your Honor
Assembly Room }
29th Oct. 1811. } Wm. Higgin
Speak

On Motion made, and second
Resolved that the Committee of
Public Buildings be authorized to
with Mr Wolfe for the use of her
House for the accommodation of
Council and Assembly and for pro-
viding Jury Rooms on Court Days
when necessary. -

Motion made by the Honorable John
Colthour Esq^r and seconded by
Honorable and Rev^d Samuel Lywis that
the Bill, intituled, "An Act Supplement-
ary to an Act intituled, An Act to repeal
three Acts, intituled Acts for the more
easy repairing the High Ways &c. and for
making another Act to the same pur-
pose more effectual and for altering
and amending the same," be read a
second time, and it was read a second
time accordingly. -

His Honor the President and Council
To the Gentlemen of the Assembly -
Gentlemen,

We concur in the Resolu-
tion of your House that the Committee
of the Public Buildings be authorized to
agree with Mr Wolfe for the use of her

we for the accommodation of the
Council and Assembly, and for pro-
viding Jury Rooms on Court Days when
necessary. -

By Command
of Council
John Crodbelt
29th October 1811. -

His Honor the President and Council
To the Gentlemen of the Assembly.

Gentlemen
Your House is adjourned
this Wednesday the 6th of November. -
By Command
of Council
John Crodbelt
30th October 1811. -

At a Meeting of the Council this 6th of
November 1811. -

Present
The Honorable Thomas John Corrie Esq^r
President
The Honorable John Colthour Esq^r
The Honorable & Rev^d Samuel Lywis
The Honorable James Darvell Esq^r
The Honorable Samuel Laurence Esq^r

Motion made by the Honorable James
Daniell Esq^r and seconded by the Honorable
& Rev^d Samuel Lywis that the Bill intit-
led, "An Act supplementary to an Act
intituled an Act to repeal three Acts,
intituled Acts for the more easy repairing
the High Ways &c. and for making another
Act to the same purpose more effectual
and for altering and amending the
same," be read a third time, and it
was read a third time accordingly. -

His Honor the President then put to the
whether the said Bill should pass in
Law, and it passed the Board accordingly.

The Honorable John Colthoun Mills
Esquire, laid before the Board the following
Report of the joint Committee appointed
to superintend the Public Buildings.

Committee Room November 4th 1811.

Present

The Honorable John C. Mills Esq^{ce}

William Pemberton Esq^{ce}

Joseph Jones

The joint Committee appointed
to superintend the Public Buildings,
this day in conformity with the Resolu-
tion of your Board & House of the 29th
October last to agree with Mrs Wolfe for
the use of her House for the accommo-
dation of the Council & Assembly and
providing Jury Rooms on Court Days
where necessary, when they entered into
the following Agreement with her.

That she will furnish two Rooms with
Chairs & Tables for the use of the Council
& Assembly at the rate of £66 per annum
and two Rooms for Juries on Court
Days at the rate of 66¢ per day.

The Committee then applied to Mr
Wm Huggins (the Contractor for building
the new Court House) to know of him
if he had any objections to the old

Court House being used for holding the
as heretofore on the usual Court Days, to
You will be answered that he had not
given that the Public was perfectly at liberty
to use and occupy the same on such
occasions.

Present

John Colthoun Mills

William Pemberton

Joseph Jones

For want of an Assembly no further
business done.

At a Meeting of the Council this 13th
day of November 1811.

Present

The Honorable Thomas John Colthoun Esq^{ce}

The Honorable Walter Maynard Esq^{ce}

The Honorable John Colthoun Mills Esq^{ce}

The Honorable Rev^d Samuel Lynde

The Honorable James Durrill Esq^{ce}

The Honorable Samuel Laurence Esq^{ce}

His Honor the President laid before the
Board the following Letter.

St. Christopher's

11th November 1811.

Sir,

In my Circular Letter of the 9th
October, I requested that you would be pleased
to lay before both Houses of the Legislature at
St. John, a Dispatch from the Earl of Liverpool
to me of the 24th July 1811 covering a Resolution
of the House of Commons of the 2nd July.
I also solicited the assistance of both
Houses of the Legislature to procure au-
thentic information respecting the

various Points specified in the said Resolutions of the House of Commons. —

As it is my intention to leave Christopher's for Antigua about the 18th I beg you will have the goodness to let me know before that time whether the two Houses of Legislature at St. John's have taken my application to them into consideration, and whether I may expect to receive the so respectable a Character the information required. —

I have the Honour, to be,

The Hon^{ble}

Thomas John Cottle Esq^r President
Walter Maynard Esq^r
John Colthour Mills Esq^r
Rev^d Samuel Lynd
James Wickes Esq^r
Samuel Laurence Esq^r

At a Meeting of the Council the 11th day of December 1811. Present

The Hon^{ble} Thomas John Cottle Esq^r President
The Hon^{ble} Walter Maynard Esq^r
The Hon^{ble} John Colthour Mills Esq^r
The Hon^{ble} Rev^d Samuel Lynd
The Hon^{ble} James Wickes Esq^r
The Hon^{ble} Samuel Laurence Esq^r

In report of an Assembly, the Council adjourned the Board to tomorrow the 12th instant. —

At a Meeting of the Council the 11th day of December 1811. Present.

The Hon^{ble} Thomas John Cottle Esq^r President
The Hon^{ble} Walter Maynard Esq^r
The Hon^{ble} John Colthour Mills Esq^r
The Hon^{ble} Rev^d Samuel Lynd
The Hon^{ble} James Wickes Esq^r
The Hon^{ble} Samuel Laurence Esq^r

His Honor the President & Council
To the Gentlemen of the Assembly.
Gentlemen,

We herewith send you a letter from His Excellency Governor Elliot of the 11th of November laid before the Board on the 13th requesting information on the various Points contained in the Resolutions of the House of Commons forwarded in the Dispatch from the Earl of Liverpool of the 26th of October which was laid before your Honor on the 29th of October. —

By Order of the Council Chamber }
6th December 1811. }
Council Chamber

The Gentlemen of the Assembly
To His Honor the President & Council

We herewith send you a Bill intitled "An Act for laying certain Duties & Impositions on the Importation of certain Articles permitted by His Majesty's Royal Order in Council made the sixth day of September in the year of our Lord one thousand eight hundred and eleven."

"to be brought into His Majesty's Islands
and Colonies in the West Indies in any
Ships or Vessels belonging to the Subjects
of any State in amity with His Majesty"
which hath passed this House. -

Assembly Room
December 6th 1811.

Wm. Higginson
Speaker

Motion made by the Hon^{ble} Mr John
Colthoun Mills, and seconded by the
Honorable James Weeks that the said
Bill be read a first time, & it was
read a first time accordingly. -

Motion made by the Honorable
James Weeks, and seconded by the
Honorable Walter Maynard that
the said Bill be read a second time,
and it was read a second time ac-
cordingly. -

Motion made by the Honorable
James Weeks, and seconded by the
Honorable Samuel Lyons that the said
Bill be read a third time, and it was
read a third time accordingly. -

His Honor the President there put
to vote whether the said Bill should
pass into a Law, and it passed the
House accordingly. -

His Honor the President & Council
to the Gentlemen of the Assembly
Gentlemen.

We return you the Bill
for imposing a Duty on Articles im-
ported from the United States which

has passed this Board; - and recommend
it to your consideration whether it will
not be advisable to empower the Speaker
to hire a Vessel to take the same volume
immediately to His Excellency, the Governor at
Antigua for his apert, the Post being
at present closed against their admittance.

Council Chamber
6th December 1811.

By Command
R. Roddick
Clerk of Council

His Honor the President & Council
to His Honor the President & Council

This House having taken into consider-
ation Governor Elliot's Letter of the 9th
October and the Resolution of the House of
Commons of the 8th of July, are of opinion
that the most likely mode of obtaining
the Information required by that Resolu-
tion will be to refer it to a joint Com-
mittee of both Houses and for that pur-
pose we have appointed William Slater,
Wm Pemberton, Tho^s Lewis, John Stanley
& John H. Clarke Esquires to join with
Members of your Board as you shall
think proper to nominate - And that
such Committee make their Report with
all convenient speed. -

Assembly Room
6th December 1811.

Wm. Higginson
Speaker

His Honor the President & Council
to the Gentlemen of the Assembly
Gentlemen, We have appointed the
Honorable John Colthoun Mills, Rep.

Samuel Lyow, and Samuel Lawrence
Esquires to join William Slater, William
Dumbar, Thomas Board, John
and John Henry Clarke Esquires the
Committee from your Board to obtain
the information required by the
Resolution of the House
of the 3rd of July.

Council Chamber }
6th December 1811 }
R. B. Pratt

His Honor the President in Council
to the Gentlemen of the Assembly

Gentlemen,
Your House is adjourned
to Saturday the 14th Instant.

Council Chamber }
6th December 1811 }
R. B. Pratt

By Command
R. B. Pratt
Clerk of Council

The House of Assembly
to the President of the Assembly
Gentlemen, We have appointed Mr.
Samuel Lyow, Samuel Lawrence, William
Slater, William Dumbar, Thomas Board,
John and John Henry Clarke Esquires the
Committee from your Board to obtain
the information required by the
Resolution of the House of the 3rd of July.

[Faint, mostly illegible handwriting on the reverse page, with a small rectangular mark near the top center.]

Handwritten text in cursive script, partially visible on the left edge of the left page.



