

Executive Council

18th January 1887.

Present H.E. Governor Kerr.
 The Hon^{ble} the Colonial Secretary.
 " " " " Surgeon.
 " " " " Chaplain.

The Council met pursuant to Summons.

The Minutes of the last Council held on the 24th December last were read and confirmed. H.E. said that the first matter for the consideration of the Honble members was the introduction of a Bill to enable Aliens to hold lands in this Colony; the subject had arisen out of the estate of the late Mr. Smyley, whose heirs, through Mr. G. M. Dean, had petitioned the Secretary of State praying that a title might be granted to them; - the Despatch from the Secretary of State in answer to Mr. Dean's petition was then read and after some discussion the Bill, which had been prepared was read, H - E. remarking that it was framed after the English Act of Parliament bearing on the same subject. The Honble the Colonial Surgeon remarked that he thought the Bill was a sufficiently comprehensive one.

H - E. then said that he thought the standing Rules requiring that 10 days notice should be given before bringing a Bill before the Legislative Council might be suspended and the Bill be brought forward at a meeting of the Legislative Council which he proposed should

should be held on Thursday next.

To this the Council unanimously agreed.

H - E. then said he wished to call the attention of the Honble Members to the large sums of money which had been voted for the Public Works in this year's Estimates; he went on to say that there were difficulties attending the starting of these works before the winter set in, and, as there were no materials such as lime bricks &c in the possession of the Government, he proposed to send orders by the next mail, so as to be able to go on with what work was intended as soon as the winter was over; he did not think it expedient to buy materials for the Public Works in the Colony as the cost would be greater and the Instructions forbade it. The work of the greatest importance was the erection of a School as the building which was being used at present, viz, the Government Sail Loft, it was inexpedient to use, as there was considerable danger in its being used as a School owing to the inflammable nature of the goods stored below the loft, moreover, should any accident happen from a stove being used to warm the room, the Government would not be able to recover the amount of the Insurance, and the loss would be very great, not only to the Government but also to persons who had goods stored in the building as a bonded store; besides, the Sail Loft had been built from Imperial funds and was really meant, and always used, for naval purposes.

The Honble the Colonial Surgeon said
that

that he quite agreed with H - E. as to the danger of having a fire in the sail loft.

H - E. said that he thought a new School might be built for £ 500.

The Honble the Colonial Chaplain asked if the master's residence was to be under the same roof as the School.

H. E. said that that was a question which could not be raised at present as the school master had very good accommodation and it was desirable to build the School as cheaply as possible; and that if the Honble members concurred he would ~~wrote~~ by present mail communicate with the Crown Agents asking them to make enquiries as to the cost of a wooden frame work building to be covered with iron, suitable and large enough for both Schools.

After some discussion it was agreed that it would be desirable to send for material for the erection of a new School as soon as possible.

The next subject for the consideration of the Council was H - E. said whether a new License to rent the Peninsula Farm was to be granted to Mr. Smith; it appeared that the usual notice that the License would be put up to Auction had been placed on the notice Board, and that Mr. Smith only had offered for it, but had failed to comply with the conditions which were made on the subject by

by the Governor in Council on 2nd December 1880, and, in fact had refused to pay his rent which was due on the 23rd December last until the 1st January instant, although he had been warned by the Colonial Secretary that it could not be received after the 31st of December, seeing that the amount of the rent was included in the Estimates for 1886 under the head of Land Revenue. H - E. went on to explain that ever since the Lease ^{was} granted to Mr. Smith by Colonel D'Arcy in 1875 he had given a great deal of trouble about the conditions of his holding. The Question for the Council was whether they thought the License to rent the Peninsular Farm should be put up to auction again and if so on what terms?

The Honble the Colonial Chaplain thought that Mr. Smith's License should be renewed to him, and that no difficulty should be placed in his way as he believed that he had acted in ignorance ~~that~~ as the conditions of license published in 1880 had not been published on Mr's possession. H - E. said that there was no desire whatever to place difficulties in Mr. Smith's way, and pointed out to the Council that he had been always treated most leniently and kindly by the Government, and that he could not be ignorant of the terms and date of the License, as he had it in his possession, moreover, his contention to the contrary could not be allowed. H - E. then read the duplicate of the license with the conditions and date. ~~for~~ this license being a renewal H - E. said there was one thing which he thought

of the former one, the same conclusion held good.

thought very important, viz. that a detailed notice as to terms of tenure &c should be put up on the notice board, should the License be again put up for Auction.

The Honble the Colonial Surgeon said that he did not think Mr. Smith was at all ignorant of the terms on which he had held the License hitherto.

H. E. said that he thought a fresh notice ought to be put up containing new conditions. The Honble the Colonial Chaplain ^{said he} thought that the bid which Mr. Smith had made for the License on the 22nd December last ought to be accepted.

After some discussion the Council agreed that Mr. Smith should be informed that as there appeared to have been a misunderstanding on his part as to the terms of his offer to rent the Peninsula Farm it had been decided by the Governor in Council that his bid of the 22nd December last be accepted on condition of his paying rent from that date, and of a License being granted for 3 years, commencing from the 23rd December 1886, rent payable yearly and in advance on the 23rd of December in each year; should Mr. Smith refuse or fail to accept these terms, the License would again be put up for Auction at a date to be fixed by the Governor.

The Council unanimously agreed to this

The next matter was a letter — which was read — from the unofficial members of the Legislative Council, relative to the Administration of Justice in the Colony.

The Governor said that he had often felt in a false position as Chief Justice, for however impartial he might be in a case in which the Crown was concerned, there might always be a feeling that he, as representative of the Crown might be biased. The blending of Offices was one with which the Secretary of State had to deal entirely, and had been caused by the financial embarrassment of the Colony. The Honble the Colonial Surgeon thought that a Colonial Secretary who was a barrister would be desirable in this Colony.

The Colonial Chaplain asked what would be the Estimated salary of a Stipendiary Magistrate who was a barrister.

The Honble the Colonial Secretary said that the last Stipendiary Magistrate here (Mr Smith) received a salary of £500 per annum; Mr Smith was a barrister.

The Council agreed that the subject of the letter was one which ought to be submitted to the Secretary of State for his favourable consideration.

The next subject for consideration was an application for naturalization; H - E. said that he did not think that the Government should bear the expense of preparing and printing private bills like the above, and that the



Stanley

20th January 1887

Sir,

I have the honour to report that on the 19th instant H.M.S. "Watchful" was flying the Quarantine flag, therefore I went alongside in my boat keeping within speaking distance of the ship, hearing she was seven days out from Buenos Ayres and that Cholera was raging at the rate of 30 deaths a day.



although the medical officer declared there was no sickness on board, I would not take the ~~responsibility~~ responsibility on myself of giving pratique, without acquainting His Excellency.

I may also mention that ^{from these ports} the Health certificates, have lately been signed by the Consular minister instead of the Health Officer.

I have the honour to be,

Sir,

Your most obedient Servant

J. A. Munton Jr.

Health Officer.

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the expense should be borne by persons applying for them, by a fee not to exceed £1.
To this the Council unanimously agreed.

The Governor then called the attention of the members to the Street by the old Roman Catholic Church which was too narrow, and he thought that a compromise might be made with the persons occupying the land on each side of the street by giving them equal portions of land on one of their other boundaries.

To this the Council unanimously agreed

The next question for consideration was H-E. said, whether Pilotage dues were to be charged to Foreign ships of war; the Harbour Regulations were not quite explicit on the subject, and sometimes dues had been charged and sometimes they had not. The Question was raised by the presence of a Foreign ship of war now in the Harbour. The Council thought that dues should not be levied on Foreign ships of war.

H-E. then informed the Council that the repairs which had been carried on at Government House were not completed, many of the windows were leaking badly, and the Hall required lighting. The Council were unanimously of opinion that these repairs should be effected as soon

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The Council adjourned. *Sine die.*

Read & confirmed

20th January 1887.

Acting Clerk of the Council.

Mark Kerr.

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Governor.

Executive Council.

20th January 1887.

Present H. E. Governor Kerr.

The Hon The Acting Colonial Secretary

.. .. Colonial Surgeon.

.. .. & Revd. .. Chaplain.

The Council met pursuant to summons. The minutes of the last Council held on the 18th instant were read and confirmed.

H. - E. said that the Council was summoned to determine whether H. - M. - S. "Watchful" which had arrived yesterday from Buenos Aires was to be kept in Quarantine, and if so for how long; the vessel was at present in the Quarantine ground, under the provisions of the Quarantine Ordinance. H. - E. then read paragraph 13 of the Quarantine Ordinance to the Council.

H. - E. went on to say that the Health Officer had acted under the provisions of paragraph 13 of the Quarantine Ordinance and the ship was still in Quarantine, awaiting further instructions. The matter being
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being important H. E. said he did not wish to act on his own responsibility but desired to have the advice of the Council as to what steps should be taken.

The report of the Health Officer was then read.

The Hon. the Colonial Surgeon said that he had ascertained that the "Watchful" had only been at Buenos Aires for two hours and only went there to take two passengers on board; he had seen both of these gentlemen when he went alongside the ship on her arrival and they both appeared to be in excellent health.

H. E. said he thought there was very little fear of infection in this case, and was of opinion that the spirit of the law would be carried out if the D^s were to board the ship that day after 2. p. m. and, should he find that everyone on board was well, the vessel might be released from Quarantine; the day before & that day counting as two days.

The Hon. Dr. Hamilton said he might mention that there was no appearance of illness on board, and there was no fear of cholera breaking out in this place, except a person actually suffering from the disease were landed.

The Council unanimously concurred in what the Governor had suggested.

The Council was then adjourned *seu die*.

Read and Confirmed

21st February 1887.

Mark Kerr,

Acting Clerk to the Council.

M Kerr

Governor

Executive Council

21st February 1887

Present H. E. Governor Kerr.

.. The Honble The Acting Colonial Secretary.

.. Colonial Surgeon.

.. Revd. .. Chaplain.

The Council met pursuant to summons.

The minutes of the last Council were read and confirmed. H. E. said with reference to the discussion concerning the erection of a new School at the meeting of Council held on the 18th of December last, that since that meeting he had written to the Crown Agents to enquire about the probable cost of the erection of a new School; and, in the mean time he had entered into a contract with Mr Lellman to put the Government Coal Store, which had for a long time been used as a Theatre, into a condition to be used as a School; this contract was for £ 70, and H. E. thought it was very reasonable.

The Honble members unanimously agreed that £ 70 was a very reasonable sum to be expended, and that the Theatre, when put in repair might be used for an indefinite period as a School, until a thoroughly good new School could be erected.

H. E. said that the next thing for the consideration of the Council was the sale of two lots of Crown Land in the Town of Stanley, the boundaries of which he described. The first lot contained 24 perches, more or less, and he thought that a reserve price of £ 50 should be set on it. The second lot contained 1 Rood 13 Perches, more or less, and the reserved price which he proposed to

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five for that would be £ 100.

The Council unanimously agreed that this was a proper sale of Crown Lands and that the reserved prices fixed by the Governor were very fair.

H. E. then read a Despatch which he had received from the Secretary of State authorising him to propose in Legislative Council an addition of £ 200 per annum to the salary of the Governor, commencing from 1st January last.

H. E. then adjourned the Council sine die.

Read & Confirmed

14th May 1887

Mark Kerr.

Acting Clerk to the Council

Merr

Governor.

Executive Council.

14th May 1887.

Present: H. E. Governor Kerr.

.. The Honble H. B. S. Jamieson.

.. The Honble D. S. Hamilton.

The Council met pursuant to summons.

The minutes of the last Council held on the 21st of February last were read & confirmed.

The Governor laid on the table the Annual account of the Colony for the year 1886, as prepared by the Treasurer, and to be laid before the

the Legislative Council.

The Honble Dr Hamilton said that he thought that the balance in hand was a most satisfactory one.

The Governor said that the next matter for the consideration of the Council was an application from Mr Lewis, with reference to the frontage on his property (Lot No 37) in Stanley.

In March last Mr Lewis had applied in writing to buy the waste lands between his property and the Ross Road and had been informed that as the sea was encroaching on the road way at that place, the adjacent land could not be sold, but that, if Mr Lewis would construct a sea wall to protect the roadway, the intervening land might be granted to him.

Mr Lewis had since made another application, offering to build a sea wall for the protection of the road and to put the road in thorough repair if the Government would grant him the price of waste land and also the foreshore in front of his property, and let him build a jetty there which he would place at the disposal of the General Public, and pointed out in his letter that some suitable landing place was very much required at that end of the Town.

Dr Hamilton asked if there would not be a great difficulty in granting a foreshore frontage to Mr Lewis.

H. R. remarked that he did not feel justified in proposing to the Council that a right of foreshore should be granted to Mr Lewis, and
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in fact he had not the power to make such a grant unless with the sanction of the Secretary of State for the Colonies, as in the case of the two foreshore frontages granted to the Falkland Islands Company and to Messieurs J. M. Fran & Sons.

H. E. went on to say that he did not feel justified in proposing to the Sec^y of State that this grant should be made.

The Hon^{ble} Dr. Hamilton remarked that he thought it most undesirable to do so.

H. E. said that Mr. Lewis' suggestion with respect to a jetty seemed a very proper one, but that, if a jetty was to be made at that end of the Town, he thought it should be erected at the expense of the Government and not by private enterprise.

The Council agreed with the Governor.

The Hon^{ble} the Acting Colonial Secretary said that if Mr. Lewis was prepared to build a sea wall for the protection of the road, the piece of land between his property and the road might be granted to him.

It was then agreed by the Council that Mr. Lewis be informed that his application had been considered & it was not deemed expedient that any of the frontage should be alienated; but, with regard to ^{the want of} a jetty at that end of the Town, that if he - Mr. Lewis - was disposed to contract for the erection of it for the Government, any proposal made by him would be considered in Executive Council.

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The next subject for the consideration of the Council, was the contract for the conveyance of the West Falkland mails, which Messrs J. M. Dean & Sons were desirous of terminating, and had some time since given notice to that effect.

This notice, the Governor said, he had not agreed to, as the contract contained no provision for such a notice, and it could only be discharged by mutual agreement.

The last two mails had not been conveyed in accordance with the agreement, and Messrs Dean & Sons had that day made a demand for payment. H. E. thought, that as there had been some misunderstanding on the subject, ~~that~~ the subsidy for the March ~~last~~ mail ought to be paid, but that payment for the April mail ought to be withheld until it was certified that the homeward mail from Fox Bay had been brought in.

The Council agreed unanimously.

H. E. then adjourned the Council *seine die*.

Read & confirmed

15 June 1887.

Mark Kerr.

Acting Clerk to the Council

Kerr

Governor.

Copied up to
date forwarded
in packets to
of. July 1887

Executive Council

15th June 1887.

Present. H. E. Governor Barr.
 The Hon. H. B. L. Jameson.
 " " Dr. S. Hamilton.
 " " Rev. L. E. Brandon.

The Council met pursuant to summons.

The minutes of the last Council, held on the 14th of May last, were read & confirmed.

H. E. said that the object for which he had especially convened this meeting was to lay before the Hon. members, for their approval & concurrence, an address to the Queen which he had drawn up, congratulating Her Majesty on the 50th anniversary of her accession.

The rough draft of the address was then read, and the Hon. members unanimously agreed that it was an appropriate address and that nothing in it required alteration.

The Hon. the Colonial Chaplain asked if it would not be wise to have some of the General Public sign their names to the address as well as the Governor and the members of both the Councils.?

H. E. replied that the Councils represented the Public, but that, if the people had got up an address spontaneously he

he would have been most happy to forward it, he believed, however, that the address which they had agreed to represented the feelings of the Colony.

H. E. said that the next matter he wished to bring before the Council was the expediency of providing for compulsory attendance at the Government Schools by the children in Stanley; he had received a letter on this subject from Mr. Brandon the School Inspector — which was laid on the table and read —.

Mr. Brandon remarked that two circumstances had made him move in this matter at once, viz the recent scandalous case of the Girl Chilton tried before the Supreme Court, and a complaint that had been made to him by a man residing in Stanley, but whose vocation took him away from the Settlement from time to time, that while he was away from Stanley, boys about the Town who did not attend School, enticed his sons from attending. He went on to say that if a School Board were formed they could make bye laws to regulate the compulsory attendance, and he further thought that the matter would be universally approved of.

H. E. asked how he proposed to regulate the payments, and ability to pay, in some cases

Mr. Brandon said he thought that the School Board might be left to decide that, and asked H. E. if a School Board could be appointed

appointed under any Ordinance which might be passed.

H. E. said that an Ordinance would have to be introduced to make attendance at School compulsory before any other steps could be taken in the matter and asked the Council if it was their opinion that such an Ordinance should be introduced.

The Council unanimously agreed that such an Ordinance would be desirable, and H. E. promised that he would prepare an Ordinance on the subject as soon as possible.

H. E. then said that he had received an application in writing from Mr. Brandon that a Savings Bank should be established in the Colony by the Government.

This application was laid on the table and read.

H. E. went on to say that Mr. Brandon had some time ago very laudably introduced a Penny Savings Bank in connection with the Government Schools and this had been very successful. If a Government Savings Bank were established it would confer a great benefit on the people but there were many difficulties in the way; principally because the Government had no means of remitting money to England, and had the greatest difficulty sometimes in getting Bills of Exchange from the two local Firms - the Falkland Islands Company and Messrs. Dean & Sons. - in order to remit money to pay the expenses incurred by this Government

Government in England.

This being the case H.E. did not see how it would be any benefit to the people to receive their money & keep it lying idle here.

Mr. Brandon asked if it would do any good for H.E. to write and enquire how Savings Banks were conducted in other small Colonies.

Dr. Hamilton asked if H.E. thought a Private Bank would be advisable.

H.E. replied that he did not think a Private Bank would do, and that he did not know of any Colony where there was no Bank, as was the case here, but that it would be premature to suggest the passing of an Ordinance until some enquiries had been made.

Dr. H. said he thought Mr. Brandon's idea was that they should only feel their way at present.

H.E. said he thought the opinion of the merchants here might be taken in the matter of Remittances.

Mr. Brandon said he felt sure that the merchants would approve of the proposal and mentioned Mr. Cobb as being in favour of it.

Dr. Hamilton also mentioned Mr. Cobb as being in favour of a Bank.

Mr. Jameson remarked that if there was plenty of money paid into the Bank it would save the merchants the expense and necessity of importing money.

After some further discussion H.E.

said

said that he would give the matter his most careful consideration.

There was one other matter the Governor said which he wished to lay before the Council, viz. an application for the purchase of a Government Cottage.

The applicant had made an offer of £200 for the cottage, but, as its yearly rental was £12 H.R. thought that the Government ought not to take less than £150 for it.

The Council unanimously agreed that less than £150 should not be taken, & that the cottage might be put up for sale by Auction with an upset price of £150.

The Council was then adjourned sine die.

Read & confirmed.

Mark Kerr

18th July 1887

Acting Clerk to the Council.

Merr

Governor.

Executive Council.

18th July 1887.

Present. H.R. Governor Kerr.

The Hon H.B.L. Jameson.

The Hon D.S. Hamilton.

The Hon & Rev^d L.E. Brandon.

The Council met pursuant to summons.

The Minutes of the last Council held on the 15th June were read & confirmed.

The Governor said he had called this meeting to grant a formal leave of absence to Mr. G. M. Dray, one of the unofficial members of the Legislative Council.

Mr. Dray had left the Colony on the 12th of March last and had made no formal application for leave, until he was on the eve of sailing, when it was too late to summon a meeting of Council to grant him leave in the usual way. H.R. had written on the matter to the Secretary of State, who had replied by instructing him to ^{now} grant Mr. Dray formal leave of absence for one year, commencing from the 12th of March last.

H.R. then proposed to grant Mr. Dray leave of absence for one year in accordance with the instructions contained in the Secretary of State's Dispatch to which proposition the Council unanimously agreed.

The Governor said that he had received an application from Mr. Felton for an exchange of a small portion of Land. H.R. went on to explain the exact position of the lands in question, and the Council unanimously agreed that Mr. Felton, in exchange for the surrender of the frontage of part of Lot No. 4 to make a good approach to the Police Cottages, should be granted a double quantity of land to the south of the said premises.
Read & Confirmed.

12th August 1887

Mark Kerr.

Acting Clerk to the Council.

W. Kerr
Governor.

Executive Council.

12th August 1887.

- Present. H.E. Governor Renn
 The Honble H. B. L. Jameson.
 The Honble Dr S. Hamilton.
 The Honble Rev^d L. E. Brandon.
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The Council met pursuant to summons.
 The minutes of the last Council held
 on the 18th of July were read & confirmed.

H. E. said that he had called this meeting
 to settle a difficulty which had arisen with
 reference to the conveyance of the West
 Falkland mail; he reminded the Honble
 members that the subject had been brought
 before them on a former occasion when
 Messrs Dean & Sons had given notice to termi-
 nate the Contract in May Last.

Messrs Dean & Sons were informed at the time
 that there was no provision in the Contract
 by which it could be terminated by notice,
 and, in fact, it was a contract which
 could only be terminated by mutual consent
 of both parties. H. E. could not consent
 to the termination of the Contract until
 he had heard from the Inhabitants of the
 West Falkland what arrangements they
 proposed to make in case it was terminated.
 It was now 3 months since Mr Blake had
 been written to on this subject, and his
 answer to the Colonial Secretary received

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only a day or two ago - contained no information as to what they proposed to do, but, suggested that the Government should pay £ 450 instead of £ 300 per annum, and then they would be able to get their mails carried; under the circumstances H. E. thought it would be unjust to bind Messrs J. M. Dean & Sons any longer by the Contract & the Council unanimously agreed that Messrs J. M. Dean & Sons should be released from their contract, and further, that the sum of £ 25, due to them for the conveyance of the mails in the month of April last should be paid to them this month.

H. E. then remarked, with reference to previous action taken with regard to the Establishment of a Government Savings Bank, that he had drafted an Ordinance on the subject which he proposed to transmit to the Secretary of State, which he read to the Council.

Read & Confirmed

3rd September 1887

Mark Kerr.

Acting clerk to the Councils.

Merr

Governor.

Executive Council.3rd September 1887.

Present. H.E. Governor Ken.
 The Honble. H. B. L. Jameson
 " " J. S. Hamilton
 " " Mr. L. E. Brandon.

The Council met pursuant to summons.

The minutes of the last Council held on the 12th of August last were read and confirmed.

H.E. said that he had called this meeting to submit for consideration the Appropriation Ordinance and Estimates for 1888.

The different heads of Revenue and Expenditure were then gone through, H.E. pointing out that the Customs Receipts were steadily increasing year by year.

On the Expenditure side the vote for Works and Buildings had been fixed at £1000; H.E. explained that the vote under that head for this year would be exceeded as the Crown Agents had charged in this year's account some purchases made by them last year, which ought to have been charged in that year's ac. thereby shewing a saving in 1886 which did not exist, and becoming an additional and unexpected charge on the present year.

H.E. then said that he had omitted

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the Vote of £ 20 for Charitable allowances, and had increased by that amount the vote for Expenses of an Unforeseen Character, as he had been informed that the fact of a vote for "Charities" being on the Estimates prevented Private Charity; but, as it was desirable that the Government should have authority to meet any urgent case of distress, and also, that private charity should not be checked, he thought the transfer expedient.

The total estimated Revenue was £ 8715, and the Estimated Expenditure £ 8446; which would leave a balance of £ 369. as a probable Surplus.

The Council unanimously approved of the Estimates and had no suggestions to offer.

H. E. then laid two tenders for Contracts on for Public works on the table for the approval of the Council; the one was for Repairs to the Parsonage for £ 85, and the other for turning the Printing Office into a Post Office for £ 13.

The Council unanimously agreed that both tenders were very reasonable and that they should be accepted and the work be taken in hand as soon as possible.

H. E. then adjourned the Council *semi die*.

Read & Confirmed.

12th September 1887

Mark Kerr.

Acting Clerk to the Council

Merr

Governor.

Executive Council.
12th September 1887.

Present. H^r. Governor Ross
The Hon H^rs. L. Jameson.
" " H^r. S. Hamilton,
" " H^r. Rev^d L^r. Brandon.

The Council met pursuant to summons.
The minutes of the last Council held on
the 2nd of September were read and confirmed.
H^r. S. said that he had called this
meeting of Council to lay before them a
Supplementary Appropriation Ordinance before
submitting it to the Legislative Council.

This Ordinance was to make legal
certain payments that had been made in excess
of the Estimated Expenditure under certain
heads in the years 1884, 1885 & 1886.

Although there had been a saving on
the total Expenditure in these years, it had been
ruled that the Savings under one head could
not be used to make good the excess of Expend-
iture under another head.

The Ordinance was then laid on the
table and read.

H^r. Brandon asked what the sum
of £ 44.. 2.. 6 under the Head of Interest
in 1884 was? and, H^r. explained that
this was a sum charged by the Crown
Agents, in their A/c for 1884, for interest
on

an money advanced by them during previous years, for which no provision had been made when preparing the estimates.

The Council unanimously approved of the Ordinance.

H.E. then adjourned the Council sine die.

Read & Confirmed

10th October 1887.

Mark Rev.

Acting Clerk to the Council.

Merr

Governor.

Executive Council.

10th October 1887.

Present H. E. Governor Rev.

The Hon. H. W. L. Jameson.

The Hon. Dr S Hamilton.

The Council met pursuant to summons.

The Minutes of the last Council held on the 12th September last were read and confirmed.

H. E. said that he had summoned the Council for the purpose of submitting to them an important Public Work in connexion with the supply of water for the Reservoir, with reference to which he had asked them to inform themselves by personal inspection before consulting them on the subject. In order to ascertain the possibility of obtaining from the spring which issued from the end of the stone run on the South West part of the peat bog near the magazine, he was having a trench dug in a direct line

line through the peat down to the clay substratum from the top of the hill near the magazine to the spring; at present it was impossible to ascertain what supply the spring would yield, as part of the water was absorbed in the surrounding peat, and the remainder found its way to the channel of the stream from the dairy farm, which was supposed to be impure. The object of the present cutting was to endeavour to collect all the pure water from the spring and to convey it in the line of the trench to the edge of the Hill where it could be collected in a cistern for filtration, if necessary, and from thence by a pipe to the Reservoirs.

It would be necessary to repair the Reservoir by putting in a pavement of tiles laid in cement, and by concreting and cementing the sides in order to prevent infiltration from the surrounding soil which at present took place, also to increase its capacity by raising the sides - should it be found possible to do so. - and to put in a sluice valve at the lowest level so that it might be completely emptied and cleaned when necessary. The valve had already been imported and the work could be commenced as soon as the Reservoir could be cleaned out and the stream diverted from it. A trench had been cut across the Government Paddock by which the water from the Dairy Stream and other flood water would be kept completely clear of the Reservoir, which would therefore

therefore always be supplied with water direct from the spring, should the supply be found sufficient, as he hoped it would be.

The Principal expense would be the large quantity of piping which would be required to convey the water all the way from the spring to the Reservoir; he thought that wrought iron pipes screwed together, although dearer in the first cost, would be cheaper in the end, as they could be laid rapidly, and without the skilled labour which would be required for joining cast iron pipes, and the freight would also be less.

H.E. proposed that pipes should be procured if possible in time to have the work completed before next winter.

The Council concurred unanimously in all the suggestions of the Governor.

Another matter connected with the spring had to be considered. The Spring did not rise in the Crown Land, but in Lot No 2 of Pensioners Rural allotments. This lot, containing ~~ten~~ ten acres, had been granted in 1856 to Susan Reddy, who afterwards married Mr John Bourne of Port Sussex. As it would be necessary to enclose some land round the spring to keep it from contamination by cattle or otherwise, a portion of the land granted must be resumed by the Government, as provided in the terms of the Grant, and it would be expedient to give notice to that effect to Mr Bourne as soon as possible. Should Mr Bourne be willing to exchange a larger portion of the allotment than the Governor could resume as a right, an exchange might be effected

effected by giving Mr. Bonner an equal area of the adjoining crown land at present unoccupied.

H.R. then stated that it was necessary to fix the amount of salvage to be awarded to Richard Lutton for some sheathing copper saved from a wreck on Spedwell Island and sold by order of the Receiver of Wrecks.

The Council awarded two thirds of the amount realised by the salvor.

The Governor then adjourned the Council sine die.

Read & Confirmed.

7th November 1857.

Markham.

Acting Clerk to the Council.

Merr.

Governor.

Executive Council.

7th November 1857.

Present H.R. Governor Genl.

The Hon. H.B. L. Jameson.

" " Dr. S. Hamilton.

" " Mr. L. E. Brandon.

The Council met pursuant to summons.

The minutes of the last Council, held on the 1st of October were read & confirmed.

H.R. said that he had called the Council to consider a tender from Mr. Lillman to cover the roof of the west wing of the Barracks with new galvanised iron, and to put up iron gutters and down pipes to the Dockyard Store for the sum of £23.

The.

The Tender was laid on the table & read :-

Stanley, November 4th 1887.

" I the undersigned undertake to carry out the following work:

viz. To put up water gutters on each side of the Government Store, and to fix two sets of down piping.

West End of Barracks (Infant School) to be new covered with galv. iron; lower end of iron and ridging to be cemented, Chimneys relined. The old iron to be taken off careful in single lengths.

Government having most of the necessary materials, I to provide only wood and nails for Purlins, Cotton for screw heads, and labours for the sum of £ 23. 0. 0.

The work to be done in workmanlike manner and be subject to approval.

I do
Joseph Lillman
Carpenter

To

The Honble.

H. B. L. Jameson.

Acting Colonial Sec^y

or or or.

H. E. said that he thought the amount proposed was very moderate or reasonable.

The Council unanimously agreed with H. E. and it was determined to accept the tender.

H. E. remarked with reference to the water question which had been discussed at some length at the last meeting of Council, that since that meeting pipes had been laid from
the

the head of the spring, which had been found in the Government land, and not, as was at first supposed, in the lot belonging to Mr. Romer. The water from the spring had been brought down through the Government paddocks by small iron pipes to the front road where the flow was found to be at the rate of 1 1/2 gallons per minute; this was only half of what the spring yields when measured before the late protracted drought; but it was hoped that it would increase, and it was satisfactory to find that the water was free from the brown tint which had hitherto been peculiar to all the water from the stream.

H.E. then said that he wished to call the attention of the Council to the state of the finances, with regard to the large expenditure on Public works, which bring in excess of the estimates, it would be necessary to pass a Supplemental Appropriation Ordinance before the end of the year.

The principal excess would be under the heads of works & buildings and transport. The vote for works & buildings was £1300, which was sufficient to have met the ordinary current expenses under that head; but it had been found necessary to take in hand certain large unexpected works such as the new school and the water supply, besides which - as had been explained to the Council before - there was

a sum of £ 250 charged in this year's account under the Head of Works & Buildings which properly belonged to last year's account, and there was also the unlooked for expenditure of a large sum for the importation of materials to renew the dockyard fence, in addition to the heavy expenditure in labour & materials for roads & drains. Up to the end of the month of October, the sum which had been spent on Works & Buildings was £ 1522, and by the time the current local expenses up to the end of the year had been met and payment made in England for certain Orders which had been sent through the Crown Agents, the total Expenditure would probably amount to about £ 1000 or about £ 500 over the Estimated amount.

Under the Head of Transport the Vote was £ 110, but up to the present there had been an expenditure of £ 402; this had been caused by the heavy freights on drain pipes, and other materials for Works and Buildings, which had been imported.

On the other hand H.E. was happy to state that there was already an Excess of the Estimated Revenue under the Heads of Customs and sale of Crown Lands amounting to £ 625. so that the excesses of Expenditure could be met without having recourse to the balance ^{in hand} at the end of last year to the credit of the Colony. He would, however, bring the subject before them again after
the

The next account of the Crown Agents had been received.

H.C. said there was another matter he wished to mention to the Council, viz the provision in the Harbour Regulations that no person should take stone or shingle from the beach of Stanley Harbour, without permission from the Harbour master. There had been several applications to take ballast from the beach lately, and to maintain the Government right he had ordered the nominal sum of one shilling to be charged for all stone and shingle taken from the beach of Stanley Harbour, which was the amount usually charged for stone quarried on the Crown Lands.

A letter from Mr. Williams asking to be allowed to purchase the shore frontage to his property, Lot No 27 was then read.

H.C. remarked that this was a question entirely apart from the ordinary sale of Crown Lands, as it involved not only the sale of the land but the right of Harbour frontage. Mr. Williams' letter was very vague, but, if he wrote stating what price he proposed to pay and for what purposes he required the frontage he would forward his application to the Secretary of State.

Mr. Brandon said he supposed that if Mr. Williams was prepared to build a Jetty on his frontage he might be considered on a footing with Messrs J. Co.

Drum.

Dran & Sons and the Falkland Islands Comp^y.
After some discussion the Council unanimously
agreed that if Mr. Williams wrote more
definitely about his desire to purchase the
waterfrontage to his property, his application
could be considered at the next meeting of
Council.

The Council was then adjourned sine die.
Read & Confirmed.

Mark Kerr

2nd December, 1887.

Acting Clerk to the Council.

Governor.

Executive Council.

2nd December 1887.

Present.

H. E. Governor Kerr.

The Hon. H. B. L. Jamison.

The Hon. G. S. Hamilton.

The Hon & Rev. L. E. Brandon.

The Council met pursuant to summons.

The minutes of the last Council held
on the 7th ultimo were read & confirmed.

H. E. said that before proceeding to the ordinary
business he would lay on the table a letter which had
been received that morning from Mr. Brandon.

The letter was read:—

"

Stanley

"

December 2nd 1887.

"

Sir

"

I most respectfully desire to call His Excellency

"

the

the Governor's attention to the following matter.

That when notice is sent of a meeting of the Executive Council the subjects on which the Council is to be consulted are not mentioned.

That in consequence it is impossible at all times on the spur of the moment to form an opinion.

That I believe Governor Callaghan, when summoning a meeting of the Executive Council, if possible, intimated the subject to be laid before the Council.

I most respectfully ask H.E. to bring this subject before the Executive Council.

Mark Kerr Esqr

Acting Clerk to the Ex Council.

I have &c

S^r. Luther E. Brandon.

H.E. explained that in his opinion it was not admissible, when sending notices of a meeting to the members, to mention the subjects on which their advice is wanted, and that these subjects could only be ~~mentioned at the meeting~~ submitted to them in Council; should any matter on which the Governor required their advice be of such importance as to require more than usual ~~deliberation~~ time for deliberation its consideration could be resumed at a subsequent meeting; H.E. then proceeded to read the paragraphs in the Royal Instructions relating to Executive Councils.

Mr. Brandon said that in support of the letter he had written he should like to give his reason for having written it; the paper containing Mr. Brandon's reasons was laid on the table & read:-

I have not the remotest idea of the subjects

on which the advice of the Executive Council is sought today.

New and amended Ordinances: the Estimates for the ensuing year, supplementary Estimates and other matters have been laid before the Council without any notice whatever.

As H.R. the Governor is supposed to act with the advice and consent of the Executive Council, the members of the Council are therefore involved in the responsibility of all official acts.

When this subject was informally ~~mentioned~~ referred to in Council some time ago, the Hon. Dr. Hamilton remarked that Governor Callaghan always, when possible, sent with the confidential notice a list of the subjects to be laid before the Council.

I most respectfully submit that such a course is but fair to the members of the Council and ask that when possible it may be followed in the future.

H.R. concluded the subject and said that as the sending with the notices of meetings a list of the subjects on which the Council was to be consulted would be in direct opposition and violation to the secrecy to which the Council was sworn, he could not entertain Mr. Brandeis' proposal and declined to enter into any further discussion on the matter.

The principal business for which the Council was summoned was H.R. said the consideration
of

of a Supplementary Appropriation Ordinance which he proposed to introduce into the Legislative Council to authorize additional expenditure under several heads for which insufficient provision had been made in the Estimates for the current year.

The authorized expenditure on Works and Buildings had been exceeded by about £ 512; this sum was made up of the unlooked for cost of the new School House, the dock yard fence, the water supply from the spring on the hill, and, as the Council were already aware, the charge of £ 230 in this year's account under the head of Works & Buildings, which properly belonged to last year's account; and which, although actually saved, could not be carried on from last year's account.

Under the head of Transport there had been a very large excess in the estimated amount; the estimated sum was £ 110. and there was now an excess of £ 340. This had been caused by the importation of large quantities of drain pipes, lime, cement, and other stores for the Public Works, for which no provision had been made in the Estimates.

There was also a small amount under the head of Medical & Establishments.

This had been caused by the requisitions for the supplies in 1886 not having been executed until the present year, so that the medical stores for 1886 and 1887 came to be both charged in the account for the latter year.

The total sum of £ 860 required the sanction of a supplementary Ordinance.

The draft Ordinance was then read, and the Council unanimously agreed that it was a proper Ordinance to be introduced into the Legislative Council.

The next matter was Mr. Williams's application to purchase the Harbour frontage to his property Lot No. 27. referred to at the last meeting of Council.

The letter from the Colonial Secretary and Mr. Williams's reply were laid on the table and read:—

The Acting Colonial Secretary to Mr. C. Williams.

No. 257.

G. O. S. F. I.

7th November 1887.

Sir,

I have submitted to H.R. the Governor your letter of the 3rd inst applying to purchase the shore frontage of your land Lot No. 27, and I am directed to inform you that the Governor has no authority to grant the right of Harbour frontage, but that any such application must be laid before the Secretary of State, as was done in the case of Messrs J. M. Dean & Sons and the Falkland Islands Co.

Before the Governor can forward such an application it must be made in a more definite form than you have done in your letters. The purposes for which you require it should be stated and the sum which you propose to offer in payment, and any other particulars which you desire to be considered

Mr. C. Williams

Stanley.

I am &c

S^d. Henry W. L. Dawson.

~~Mr. C. Williams to the Governor~~

Mr. C. Williams to Governor Parr.

8

Stanley 7.9.

14th November 1857.

Sir.

I have the honour to petition Your Excellency to allow me the privilege of purchasing the Harbour Frontage of my property of Town Allotment No. 27. for the purpose of building a Jetty to enable me to increase my business, as at present I have no means of accommodation for chartering a craft for the general requirements of the place such as the landing of Lumber, Lime, Bricks &c.

Your Excellency is aware that I have no convenient place for such, not even a place to make a boat fast to, unless being under an obligation.

Certainly the frontage I apply for is altogether away from my business, but it will be a great help.

I beg to state that the frontage I ask for is now or less one fifth of that of the Falkland Islands Company, but this firm have had the privilege of occupying a large proportion of frontage for storage together with a Jetty free of charge for over 50 years. But in my case I shall have the whole of the expenses at once if I am permitted the privilege accorded to others, which I trust it may please Your Excellency to take into consideration, and would also humbly ask Your Excellency to favour me with

a fair valuation as to what he thinks the
frontage worth, taking the foregoing remarks
into consideration.

I have &c.

S^r. Charles Williams.

The Council considered that as Mr. Williams had
made no definite offer the matter could not be
dealt with.

H.R. said he thought that it would be
a good thing for the Government to build a
suitable Public Jetty where vessels could come
alongside and discharge their cargoes, as under
the existing circumstances every trader in the
place might make the same complaint as Mr.
Williams that he had no place to land his goods.

H.R. thought that a Jetty might be built
for about £ 2000, and the Council agreed that it
would be a good and useful outlay of surplus funds.

It was agreed to inform Mr. Williams
— should he eventually make a definite offer to
purchase the harbour frontage to his property —
that the Government proposed to build a Jetty
for Public utility.

The next subject was the supply and storage
of water. The present Reservoir was very small
and H.R. asked the Council if they agreed with
him that it would be a proper expenditure of
money to dig out the clay round the present
Reservoir and thereby increase its capacity.

To this the Council unanimously agreed.

The next question was with regard to the behaviour of merchant Seamen on Sundays in the Town.

The Public houses were opened for a short time on Sundays to enable people to buy their dinner beer, and merchant seamen who were on shore were in the habit of going and buying large quantities of liquor and taking it away from the premises and becoming drunk and disorderly towards night fall; should there be any disturbance in the settlement the Police Force was too small to grapple with a large body of men, many of whom he believed carried sheath knives.

After some discussion H.R. said he thought that a clause should be introduced into the summary Jurisdiction Ordinance to prevent these men from landing from their ships with knives about their person, and that at the next meeting of Council he would be glad to receive any advice the Hon members had to offer on this subject.

The Council was then adjourned sine die.

Read and confirmed.

7th January 1888.

Mark Rev.

Acting Clerk to the Council.

Mess

Governor.

Repairs to Schoolmasters Quarters